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DOCUMENTS

RELATING TO THE

COLONIAL HISTORY

OF THE

STATE OF NEW JERSEY.

Archives
V. 14, ser. 1

EDITED BY

FREDERICK W. RICORD and WM. NELSON.

VOLUME XIV.

JOURNAL OF THE GOVERNOR AND COUNCIL.

VOL. II. 1715—1738.

V. 2

TRENTON, N. J.:
THE JOHN L. MURPHY PUBLISHING CO., PRINTERS.
1890.

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PROPERTY OF THE STATE OF NEW JERSEY

TRENTON, N. J.
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ARCHIVES

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FIRST SERIES.

Vol. XIV.

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ARCHIVES
OF THE
STATE OF NEW JERSEY.

FIRST SERIES.

Vol. XIV

This volume was prepared and edited by authority of the State of New Jersey, at the request of the New Jersey Historical Society, and under the direction of the following Committee of the Society:

Nathaniel Niles, *Ch'n*,
William Nelson,
Frederick W. Ricord,
Garret D. W. Vroom,
William S. Stryker.

PREFACE.

The source whence the material for this volume was obtained, the plan followed in printing and editing it, and the manner in which the proofs have been compared with the manuscript in England, are all explained in the preface to Vol. XIII.

October, 1890.

ERRATA AND ADDENDA.

PAGE 8.—Line 13 from bottom, for "Fraction" read "Faction" (as in brackets).
" 11.—Line 6 from bottom, for "purport" read "Import."
" 16.—Line 10 from bottom, for "Lyell" read "Liell."
" 19.—Line 2 from bottom, for "Goodon" read "Gordon" (as in brackets).
" 24.—Lines 2 and 13 from top, for "Brockhollt" read "Brockhollst."
Line 3 from top, for "other" read "others."
Line 12 from bottom, for "Ackerman," which is correct, read "Ackerm."
" 29.—Line 12 from top, omit the words "on Saturday."
After line 21 insert "David Lyell."
" 30.—For "Hulings," wherever it occurs, read "Huling."
Line 4 from top, for "Board" read "Court." For "Clews" read "Clows."
Line 15, before "Sheriff" insert "high."
Line 17, for "were" read "are."
Line 19, after "Hulings" insert "Richard Bull."
" 31.—For "Hulings" read "Huling."
Line 2 from top, for "Lockart" read "Lockhart."
Line 12 from bottom, for "Brochols" read "Brockholls."
Line 9 from bottom, for "so Apprehended" read "to Apprehend."
" 32.—Line 7 from top, after "Ja: Smith" omit "Clk."
Line 11 from top, between the words "At" and "His" insert "the Time of."
Line 15 from top, omit "said."
Line 17 from top, for "presence" read "pursueance."
" 37.—Line 2 from top, for "Pine" read "pipe" (as in brackets).
" 38.—Line 11 from top, add at end of line the word "had."
" 39.—Line 2 from top, for "on" read "in."
" 40.—Line 13 from bottom, after "Sheriff" insert "or His Deputy."
" 46.—Line 2 from bottom, for "binding" read "hindering."
Line 1 from bottom, omit "[not]."
" 52.—Line 7 from bottom, for "840" read "340."
" 65.—Line 5 from top, for "11765" read "11675."
" 69.—Last line, for "Biscataqua" read "Piscataqua."
" 70.—Line 2 from top, for "Biscataqua" read "Piscataqua."
" 72.—Line 5 from top, for "carrying" read "causing" (as in brackets).
" 74.—Line 8 from bottom, in middle column, for "Reimis" read "Rennis."
" 76.—Line 10 from top, after "Message" insert "sent."
" 79.—Line 8 from bottom, for "Rey" read "Key."
" 88.—Line 15 from top, insert "read" (as in brackets).
" 91.—Line 4 from top, insert "this board" after "acquainted."
Line 17, after "they" insert "then."
" 100.—Line 10 from bottom, after "this" insert "board."
" 112.—Line 8 from bottom, for "Required" read "Received."
" 115.—Line 8 from bottom, for "the" read "this."
" 120.—Beginning line 11 from bottom, "To Burlington & Hunterdone Counties," thence to end of page, should be transferred to page 122, after line 8 from top.
" 121.—Line 11 from bottom, for "Same" read "Arms."

PAGE 131.—Line 4 from top, in paragraph 7, after "to" insert "produce."
" 147.—Line 6 from bottom, for "proportionally" read "proportionably."
" 158.—Line 6 from top, for "directed" read "desired."
" 159.—Line 5 from top, for "them" read "him."
" 170.—Line 2 from bottom, after "such" insert "forts in all."
" 172.—Line 15 from top, for "Rwat" read "kwat" as suggested in the foot-note.
" 178.—Line 2 from bottom, after "last" insert "which."
" 179.—Line 6 from bottom, for "Given" (where it first occurs) read "Give," and for "some" read "none."
" 180.—Line 3 from bottom, for "Since" read "Sense" (as in brackets).
" 182.—Last line, for "the attendance" read "their attendance."
" 189.—Last line, for "not" read "noe."
" 193.—Line 7 from top, after "time" insert "then Said Bill was read the first time."
" 197.—Line 17 from top, for "whatever" read "whatsoever."
" 212.—Line 15 from bottom, before "which" insert "thereto."
" 222.—Line 13 from top, before "for" insert "Entituled an Act."
After line 23 from top, insert
"Ordered the sd Bill be read the first time Said bill was read the first time & ordered a second reading."
" 230.—Line 7 from bottom, for "an" read "and."
" 232.—After "Present," in the middle of the page, insert
"His Excellency William Burnet Esqe Governour &c."
" 235.—After "No. 18," insert "For Sallerys vizt."
" 239.—Line 3 from top, for "those" read "these."
" 241.—Line 8 from top, for "Court" read "Coun:"
" 248.—Line 5 from top, for "Incumbered" read "Incumbent."
" 256.—Line 2 from top, after "of" insert "and."
" 274.—Line 16 from bottom, omit "would."
Line 15 from bottom, insert "could" and "prayed" (as in brackets).
" 276.—Line 14 from top, for "be" insert "by" (as in brackets).
" 278.—Line 17 from top, for "parties" read "present."
" 285.—Line 5 from bottom, for "Executor Of" read "Executors If."
" 287.—Line 1, for "of" read "or."
" 288.—Line 8 from bottom, for "Boune" read "Bonnell."
" 295.—Line 3 from bottom, for "10th" read "18th."
" 304.—Line 11 from bottom, for "13" shillings read "18."
Line 6 from bottom, after "3d" insert "½."
Line 1 from bottom, after "9" insert "½."
" 305.—Line 16 from bottom, after "Sum" insert "of."
" 310.—Line 14 from bottom, for "Siss" read "Sip" (as in brackets).
" 311.—Line 7 from top, for "were" read "are."
" 316.—Line 3 from bottom, after "John Hamilton" insert "John Parker."
" 320.—Line 9 from top, after "revenieu" insert "raised 1725."
" 321.—Line 9 from bottom, for "Borden" read "Rorden" (the former is doubtless correct).
" 326.—Line 16, for "cash" read "each" (as in brackets).
" 328.—Line 14 from top, before "use" insert "the."
" 334.—Line 6 from bottom, for "1827" read "1727" (as in brackets).
" 339.—Line 5 from bottom, for "Judge" read "Justice."
" 352.—Line 9 from top, after "Comittee" insert "of the Council."
" 355.—Line 10 from bottom, for "would" read "could."
" 356.—Line 3 from top, after "Entituled" insert "An Act."
Line 5 from top, for "the" read "this."
" 359.—Line 7 from top, at end of line insert "Lawrence"
" 360.—Line 8 from top, after "Divisions" insert "of the province."
" 366.—Line 17 from top, after "high ways" insert "and bridges."

PAGE 369.—Line 4 from bottom, for "Sutor" read "Saler" (Salter).
" 374.—Line 3 from bottom, for "was" read "were."
" 380.—Line 16 from bottom, after "Comittee" insert "further."
" 381.—Line 19 from bottom, for "Same" (where it first occurs) read "Sum."
" 382.—Line 11 from top, for "that" read "this."
" 384.—Line 10 from bottom, in second column, for "a Copy" read "Copys."
" 110.—Line 3 from bottom, omit "very."
" 111.—Line 14 from bottom, for "1870" read "1730" (as in brackets).
" 415.—Line 8 from bottom, for "22d" read "23d."
" 118.—Line 11 from top, after "First reading" (in margin) insert "thereof."
Line 3 from bottom, for "convenience" (in margin) read "Concurrence."
" 126.—Line 22 from top, for "own Majestys" read "other Necessitys."
" 131.—Line 2 from top, for "reported" read "referred."
" 136.—Line 6 from top, for "by" read "but."
" 146.—Line 9 from top, for "has of the same" read "has the sum."
" 151.—Line 13 from bottom, in third column, for "Willininton" read "Wilminton."
" 173.—Last line, for "Drad" read "Prad."
" 180.—Line 14 from top, for "Province" read "Provinces."
" 187.—Line 4 from top, at end of line, insert "for."
" 189.—As line 2 from top, insert "Present."
" 193.—Line 8 from top, for "113271" read "11327£."
" 195.—Line 11 from bottom, for "5111" read "511£."
" 510.—Line 9 from top, for "Committee" read "Councillor."
" 522.—Line 8 from bottom, for "such" read "each."
" 530.—Line 5 from top, for "Smith" read "Smyth."
" 535.—Line 13 from top, for "Board" read "Bard" (as in brackets).
" 541.—Line 9 from bottom, for "Presiding" read "residing."
" 543.—Line 2 from top, for "[invested]" read "Cloathed."
" 544.—Line 8 from bottom, after "Smyth" insert "Cl Coun."
" 552.—Line 14 from top, for "Cox" read "Coxe." And the same on pages 553 and 554.
" 554.—Line 14 from top, for "Authority" read "Auditory."

Fryday the 5th of August 1715

At A Councill held at Perth-Amboy

Present
His Excellency Robert Hunter Esqr Capt: Genll: &c:

Lewis Morris
Hugh Huddy
Thomas Gordon
John Hamilton
Elisha Parker
John Reading
Thomas Byerly
} Esq^{rs}

His Excellency Robert Hunter Esqr produced In Councill His Commission from His Present Majesty our Dread Sovereign King George to be Governour of the Province of New-Jersey which was Read.

And then His Excellency tooke the oathes Appoynted to be taken In the stead of the oathes of Alleadgiance & Supremacy, and Subscribed and tooke the test and Abjuration oath the oath of Chanceller, and the oathes of observation of the Acts of trade and Navigation And then the oathes were Administred to the Gentlemen of His Majesties Councill that were present togethher with their severall Oaths of Office

A Proclamation for continuance of All Officers Civill and Military drawn, signed and Published.

At a Councill held At Perth-Amboy.

Saturday the sixth of August 1715.

Present
His Excellency Robert Hunter Esq[r] Capt Genll : &c :

Lewis Morris
Hugh Huddy
Thomas Gordon
John Hamilton
John Anderson
Elisha Parker
John Reading
Thomas Byerly
} Esq[rs]

Ordered that A Proclamation Issue out declaring the Present Assembly to be dissolved.

The Answer of Alexander Griffith Esq[r] to the Reasons Given for his Suspention being Read

Ordered that the Paper of Alexander Griffith called Reasons for taking off his Suspention be considered by the first Comitty of Councill or any three of them

J Bass Clk

At a Council held for the Province of New Jersey at Perth Amboy the 7th November 1715

Present his Excellency Rob[t] Hunter Esq[re] &[c]

Lewis Morris
Tho : Gordon
John Hamilton
} Esq[rs]

Elisha Parker
Tho[s] Byerley
} Esq[rs]

James Smith Esq[r] produced A patent under the Great Seal Constituting him Secretary of the Province of New Jersey and Also a Commission from the proprietors of the said

Province to be their Register and Recorder in the said Province and took the Oaths According to Law.

And Mr James Alexander produced a Commission from the proprietors of the Eastern and Western Division of the Province of New Jersey Constituting him Surveyor General of the said province of New Jersey And also took the Oaths According to Law.

James Smith Esqr and Mr James Alexander also produced his Matie's Letter Approving the said James Smith Esqr Recorder and Register to the proprietors of the said province of New Jersey and approving the said Mr James Alexander to be Surveyor General for the proprietors of the said province of New Jersey

Ordered that a proclamation Issue to prohibit any other person to Execute ye office of Register and Surveyor to ye s^d proprietors besides the s^d James Smith Esqr and Mr James Alexander or Such as Shall be Deputed by them

November ye 29th 1715.

JA SMITH

At a Council held at Burlington the 20th December 1715.

Present his Excellency Robt Hunter Esqre &^c

Lewis Morris
Geo: Deacon } Esq^rs
Hugh Huddy

Tho: Gordon
Jno Hamilton } Esq^rs
Thos Byerley

George Deacon Esqr took the Attestation appointed by Law instead of the Oaths to qualifie him for his place in Council

The Governour being informed that there was not a Suffic^t Number of Representatives come to Town to proceed to business Asked the Opinion of this Board whether it were better to adjourn them De Die in Diem until a Sufficient Number appear'd, or to adjourn them for a longer time

It is the Opinion of this Board that they be adjourned De Die in Diem upon which the Governo^{r} ordered a proclamation to Issue to Adjourn them till Tomorrow the 21st Instant.

At A Council held at Burlington the 21st December 1715

Present his Excellency Robt Hunter Esqre &^{c}

Lewis Morris, Hugh Huddy, Thos Gordon } Esq^{rs}

Jno Hamilton, Jno Reading, Th^{o} Byerley } Esq^{rs}

A Message by Wm Lawrance and Benj: Clark to acquaint ye Govern^{r} that there are now Sixteen Members of ye Assembly arriv'd and that they Desire to be qualified—And upon a Second Message by Elisha Lawrance and Jacob Huling that there were two more of ye members arriv'd, It is the Opinion of ye Council (many members being yet wanting And it being now late in ye afternoon) that the Assembly be adjourned till Tomorrow ye 22nd Decem^{r} and the Governour Ordered an adjournm^{t} accordingly

At A Council held at Burlington the 22nd of December 1715.

Present his Excellency Robt Hunter Esqr &^{c}

Lewis Morris, Geo Deacon, Hugh Huddy } Esq^{rs}

Th^{o} Gordon, John Hamilton, J^{no} Reading, Tho: Byerly } Esq^{rs}

The Governour being informed by a Message from some of the representatives that there were but Fourteen in Number met who Desired Immediately to be Qualified for their places in Assembly Desired the Advice of the Council whether it was Expedient that this Assembly Should be Adjourned by reason of the approaching Holy Days, or be Dissolved In

order to Give the Country one oppertunity more of a Free Choice having heard many Complaints of undue practices and Artifices Used in the last Election* and Several of the Members Return'd being persons who have Rendered themselves obnoxious to the Government having been Guilty of several Crimes and Misdemeanours for which some of them are now under prosecution And since his Arival in this place he ha's been very Credibly informed that they came wth no Good intentions towards ye Govern^{mt} But on the Contrary are resolved to pursue Measures wch must run all into Confusion For the reasons above the Council are of opinion that this present Assembly be Dissolved in Order to A Free Choice And the Governour Ordered A proclamation to be Immediately Issued for that purpose

Lewis Morris Tho: Gordon Jno Reading Tho: Byerly Geo: Deacon and Jno Hamilton Desired that their reasons for their Opinion might be inserted at large in ye Council Books and are as follows—

Several of the Members of this Assembly being persons formerly, And some now under prosecution for Crimes and Misdemeanours, and Disturbing the peace of the Government† And the person I am well informed they Design to make their Speaker‡ having been the most Instrumental in hindering the payment of the publick Taxes And Sowing Sedition in this Government to the Great obstruction of the publick peace and Settlement of the Same And as far as I Can Guess from my knowledg of the Men and very Credible information, the Majority of them are met wth Design, Under the Specious Notion of Doing the publick Service to Run the Government into Confusion. And many of them having been Chose by the most Indirect and unfair Methods, it is my humble opinion that it is for his Maties Service and the Quiet of the Government that yor Excellency do Dissolve them,

*See sketch of Col. Daniel Coxe, N. J. Archives, X., 225-6, note, illustrating the sharp practices of the politicians of 1714-16.

†Col. Daniel Coxe, Jeremiah Bass, and perhaps Elisha Lawrence, are referred to.

‡Col. Daniel Coxe.

That the province may have A Chance of Chosing A more fair Representative and persons Disposed for his Maties and the Countrys Service

LEWIS MORRIS

I Am of the Same opinion THOMAS GORDON
I am of the Same opinion JOHN READING
I Am of the Same Opinion THOMAS BYERLY
I Am of the Same opinion GEORGE DEACON
I am of the Same Opinión JOHN HAMILTON

At A Council held at Burlington ye 23rd of December 1715

Present his Excellency Robt Hunter &^{c}

Lewis Morris, Geo : Deacon, Tho Gordon } Esq^{rs}
Jno Reading, Jno Hamilton, Tho Byerly } Esq^{rs}

The Governour Acquainted the Council that he intended to Call A New Assembly to meet on the first Day of March next and Ordered the Writs to bear Test this day

At A Council held at Perth Amboy March the 12th 1715

Present his Excellency Robert Hunter Esqr &^{c}

Tho Gordon, Jno Hamilton, Elisha Parker } Esq^{rs}
Tho Byerly, David Lyell } Esq^{rs}

David Lyell being Sworn one of his Majesties Council took the Oaths According to Act of Parliament

The Governour Communicated to the Council his Maties Instruction relating to the Calling together A General Assembly whereby it is Directed that the first General Assembly or Sitting thereof be at Perth Amboy, in Case the

last was at Burlington who were of opinion and Gave advice y^{t} his Excellency should forthwith Issue out his proclamation further to Prorogue the said General Assembly, which was by proclamation to meet at Burlington the 22nd Instant to the 29th of this Instant And that they be thereby appointed to meet at Perth Amboy According to the Tenure of ye said Instruction And his Excellency Ordered A proclamation for that purpose to be Issued Accordingly

At A Council held at Perth Amboy April ye 4th 1716.

Present his Excellency Robt Hunter Esqr &^{c}

Tho: Gordon, Jno Anderson } Esq^{rs} — Elisha Parker, David Lyell } Esq^{rs}

Twenty one of the Members of ye General Assembly came into Council and took the Oaths and Attestation as by Law Directed, As did also the Clerk of the Assembly after which the Governour Desired them to retire to their own house and make Choice of A Speaker and having done to report that choice to him. Came in Thomas Byerly and took his place at the Board The Assembly Returned & Reported their Choice of their Speaker which was Daniel Cox Esqr And his Excellency Approved of the Same And afterwards he Spoke to them in manner following

Gentlemen

The Dissolution of one Assembly by the Demise of her late Majestie of Another by the Arival of A New Patent from his present Majestie (whom God long preserve) Constituting me Governour of this Province and of a third by reason of a Circumstance which being well enough known need not be repeated, Together with the long Sessions at York and my necessary Attendance on the Service of the Frontiers have been the occasion of putting off your Meeting in your present Capacities till now. On my part I bring with

me the same firm purpose of using the powers with which I have the Honour to be Cloathed for the ease and advantage of the Subject as well as for the Service of the Crown, which I have ever pursued, And now bid A fair Defyance to the most Malicious

To assign one Single Instance in which I have Acted Counter to what I now profess notwithstanding the false and Groundless Accusations and insinuations to ye Contrary from two persons on the other Side* who pretend to have been Instructed from this; which though they met with that Contempt at home which they Deserved, I could not w^th^out Injustice to myself Let pass unmentioned here.

There were So many Good Laws for the ease & Interest of the Subject pass'd in the last Session of Assembly, that what is left for you to do cannot take up much time You are not Ignorant that the provision made for the Support of Government So Scanty in it Self that the offices are become a Burthen to those that bear them is some time Expird by the limitation of the Acts which made it, I hope there is no necessity of Arguments to Induce you to do that which you all know to be yor Duty Expecially at a Time when that unreasonable and Damnable Spirit of Fraction [Faction] at home Cloathed with a pretended Danger to the Church has Created a Real Danger to the State and Disturbed the Govern^mt^ of the best prince that ever filled the Throne (who took occasion upon his Accession to it, to Proclaim himself the Common Father of all his people by Declaring in a publick manner that the Indulgence and Toleration Granted by Law to Scrupulous Consciences was no ways Inconsistant with the Civil or Religious Constitution of the Kingdom) and that in favour of a person† of whom we know nothing but that he has been bred up in A School of Enmity and aversion to our holy Religion & most happy Constitution

But it is with Great pleasure that I now can inform you

*Dr. Daniel Coxe and his son, Samuel Coxe.—*N. J. Archives, IV., 198, 203.*

†The "Chevalier de St. George," the pretended son of James II., commonly known as the Young Pretender.

that by his Majesties prudence precaution Steady Conduct and prevailing Interest in Europe, He has restored the Honour and Credit of the Nation renewed the Alliances Freed its Commerce from the Shackles in which it was Bound by the late insidious and Treacharous Treatys of Peace and Commerce and by the blessing of God has well nigh Confounded all the Devices and Hellish Endeavours of his restless and Rebellious Subjects by Defeating their Forces and bringing their leaders to Justice so that his Throne as one Established on Righteousness, ever will be is fix'd on a Foundation which the power of Hell cannot Shake

I hope you are now met with A Firm resolution to Act in Your Station for the Honour and Service of his Majesties Government over you, And the Interest ease and benefit of those you represent. In pursuit of these Good purposes I shall heartily Concur with you and Shall as occasion offers put you in mind of what may be necessary for you to do as it occurs to me, and as I am Instructed by his Majestie whose Reign I pray God may be long and prosperous over us.

Ro: Hunter

At a Council held at Perth Amboy April the 9th 1716

Present his Excellency Robt Hunter Esqr &c

Tho: Gordon, Jno Anderson, Elisha Parker, Tho: Byerly } Esqrs

Jno Hamilton, Hugh Huddy, David Lyell } Esqrs

The Governour Acquainted the Council that he found in the votes of Saturday last his Answer to the Address of that Day wrong reported And that there was besides Somthing in the Same Address wanted an Explanation for which cause he thought it necessary to Send them A Message in writing in the following words

To the House of Representatives of New Jersey met at Amboy

Finding in your votes of Saturday A Mistake in what is there reported to by [be] my Answer to your Address of that Day to prevent further mistakes I have thought it necessary to Set Down now in writing what I then said. I told you in the first place, that I thought all Doubts and Scruples about the Session at Amboy were over you having Qualifiied your Selves and Sate and Acted as A House of Representatives there, In the next place that his Majesties Instructions which are the Rule of Government to me having referred that affair to the Equal and Just foot upon which it was put at the Time of and by ye Surrender I could not Give my consent to any alteration in it or give way to what might Elude the purpose & intent of that Instruction without Giving Juster Grounds of Complaint against me then I hitherto had done. Besides that I had reasons of very Great weight which made it Impracticable for me either to hold Councils or Assemblys at Burlington at this time,* So far was an Answer To your Address But seeing many present who had owned that they were fully Convinced of the necessity of Calling the Assembly to Amboy, I then Address'd my Self to the whole House telling them that I would not Repeat what I thought had given full Satisfaction to many of their Members in that matter, as follows; The power of Calling Parliaments to any particular place being an Undoubted part of the prerogative, The Late Queens approbation of a Law fixing the Sessions of Assembly to one place could not be otherwise taken or Interpreted then The Dispensing with the Exercise of that part of her Prerogative which could never be imagined to bind up her Royal Successor in that point. Something else more I then Said for your Information on this head which is needless to repeat

The Speaker Returned and Desired I would repeat what I had Said in Answer to their Address for the Sake of his

*See Smith's Hist. N. J., 405.

Memory And then I repeated to him as near as I can remember the very words, which follow. Telling him that it was the Substance of what I had said vizt That his Majesties Instructions which are a Rule of Government (or Law) to me having restored that affair to the Jnst and equal Foot upon which it was put by and at the time of the Surrender of the Government by the proprietors I could not Give my Consent to any Alteration or give way to anything that might Elude the Intent and purpose of that Instruction without Giving Juster Grounds of Complaint ag^{t} me then I had hitherto Given

And that I had reasons of great weight which made it Impracticable for me to hold either Councils or Assemblys at Burlington at this Time. This was my Answer which I Desire may be inserted in your Minutes But I believe there is not one amongst you who will affirm that he heard me Say that ye Confirmac̃on of that Act was a part of the prorogative of ye Crown or that I Spoke the word Temporary for I profess I understand neither as they Stand in the Votes

But there is one thing in yor Address which I think wants an Explanation. You have Affirmed there that you are Intrusted by the people or those who Sent you with the Conservation of the Laws. I must now inform you that the Conservation of the Laws take ye word in any sence it will bear is Intrusted to me by his Majesties Letters Patents The Lords Justices during the Absence of the Sovereign have been Somtimes called Conservatores Regni, which is of the same purport and meaning wth Conservatores Legum I cannot believe that you meant by y^{t} Expression that ye people had Intrusted you wth the Executive powers of Govermn^{t} whilst you well know that by his Maties Letters Patents by Virtue of wch alone you Sit as an Assembly You are Intrusted wth A third Share in the Legislative.

At a Council held at Perth Amboy April ye 11th 1716

Present his Excellency Robr Hunter Esqr &c

Tho Gordon
Hugh Huddy
Jno Anderson
Jno Reading
} Esqrs

Jno Hamilton
Tho Byerly
David Lyell
} Esqrs

The Governour Acquainted the Council that there having been much noise in the Country of some neglect in Sinking the Bills of Credit as was directed by the Acts of Assembly, He had ordered the Treasurer to bring to Town his Books of Accounts And had directed him to lay the Same wth a true State of the Case before the Council Tomorrow, And Assembly when they shall think fit to receive them In order to have that matter if need be Examined by a Committee of Each Joyntly or Seperately as Shall be agreed, that such as have by neglect or faults in their Execution of their respective Trusts may be punished as the Law Directs And in Case the Laws in being be not thoug[t] Sufficient to oblige to A Due performance of their Offices and Trusts that Some new Law may be Enacted for that purpose to prevent the Continuation or growth of the Evil So Dangerous to the Credit and Interest of the Province

At A Council held at Perth Amboy April ye 12th 1716

Present his Excellency Robr Hunter Esqr &c

Lewis Morris
Tho: Gordon
Jno Reading
Jno Anderson
} Esqrs

Hugh Huddy
Jno Hamilton
Tho: Byerly
} Esqrs

Mr Gordon the Treasurer produced his Acco[ts] from 1708.

Ordered that he lay the said Acco[t] before ye Assembly Tomorrow morning

Mr Lyell came in, And took his place at ye Board

At A Council held at Perth Amboy May ye 17th 1716

Present his Excellency Rob^r^ Hunter Esqr &^c^

Thomas Gordon
Elisha Parker } Esq^rs^
David Lyell

The Governour having received An Address from several of the Members of the General Assembly, He Communicated the Same to the Council which is as follows

Perth Amboy May ye 16th 1716.

To His Excellency Robt Hunter Esqre Captain General and Governour in Chief over the provinces of New Jersey New York and Territories Depending thereon in America and Vice Admiral of ye Same &^c^

The Address of several of the Representatives of his Majesties Province of New Jersey—

May it please your Excellency

We the Under Scribers being part of ye Representative Body of His Majesties province of New Jersey being met According to yor Excellys proclamation wth A resolution to serve our most Gracious King (whom God long preserve) and our Country that Intrusted us, but after patiently Waiting for Some Time, find our Selves not able to Answer the Trust Reposed in us for want of a Sufficient Number of Members, And ye Season of ye year requiring our presence at our respective Homes to look after our private affairs humbly pray yor Excellency will please to take such Measures as in yor Wisdom shall seem meet, That the Absent Members may Attend the Service of their King and Country in order to Dispatch which will be an Addition to those many favours we have Received Under yor Excellency's just and mild Administration

JOHN KENSEY
THOMAS FARMER
JOSIAH OGDEN
JOSEPH BUNNELL
JACOB DOUGHTY
DANIEL SMITH
SAMUEL SMITH
JOHN HARRISON
ISAAC SHARPE

The Council are of Opinion that his Excellency Send his Order to Such of ye Members as are nearest at hand in Order to make up a House

At a Councill held at Perth Amboy May the 19th 1716

Present his Excellency Rob^r^ Hunter Esqr &^c^

Lewis Morris, Jno Hamilton } Esq^rs^ Thomas Byerly, David Lyell } Esq^rs^

The Governour Sent for those Members of ye Gener^l^ Assembly which were in Town And by the Advice of the Council Spoke to them in the following words

Whereas it is Apparent that there is at present A Combination Amongst A Number of your Members to Disappoint your Meeting and Defeat the Ends of it by Their Wilfull and obstinate Absenting themselves from the said Meeting as more particularly appears by Mr William Lawrence's removing or Obsconding himself this day when you were A Number which by yor own Opinion was Sufficient to Act as A House of Representatives And Whereas ye Giving way to Such proceedings can tend to nothing less than the bringing General Assembly's into Contempt and to weaken or in A Great Measure Dissolve the Civil Government in this province I have thought fit by and with the Advice and Consent of his Maties Council here to Send for you and Acquaint you that it is my opinion and theirs that you may Lawfully meet and proceed as a House of Representatives being now met as I am well informed to the number of Twelve at least you may with that Number as a house Give Such orders and take Such measures as are usual to oblige your Absent Members to Attend, it being Notorious that by his Maties Letters Patents which alone Constitute both the Council and Assembly, Five or in Some Cases three are declared to be a Quorum of Council Sufficient to Act as a Council which

Council by those patents is made one half of the Legislative but in the meantime whether you think fit to follow this Advice or not I do now by the Advice aforesaid Strictly Charge you and every of you not to Depart from the Town of Perth Amboy till Tuesday next being the Two & Twentieth of this present Month of May for preventing of those evils wch must necessarily Attend A Method of proceeding so unprecidented & unwarrantable as ye Declining or refusing to pay obedience to his Maties Writs Summons or proclamation Issued by virtue of his Authority.

May 19th 1716. Ro Hunter

At a Council held at Perth Amboy May 20th 1716.

Present his Excellency Robt Hunter Esqr

Lewis Morris, Tho: Gordon, John Hamilton } Esq^{rs} Tho: Byerly, David Lyell } Esq^{rs}

A Message from the House by Capt Harrison and Jacob Doughty informing his Excellency that they had Considered what his Excellency had Said unto them on Saturday and there being Thirteen of them together they had proceeded to the Choice of a new Speaker in the place and Stead of Daniel Cox who had Absented himself from the Service of the House And they Desired his Excellency to let them know when he would please to be Attended by the House*

His Excellency bid them Acquaint their house that they might Attend him as soon as they could.

The House Attended his Excellency and presented John Kenzy for their Speaker and his Excellency approved of their Choice and Spoke to them in the following manner.

Gentlemen.

The last time you were here upon the like occasion I told you I thought fit to approve of what ever choice you thoug^{t}

*See N. J. Archives, X., 226, note; Smith's Hist. N. J., 406-8.

fit to make of a Speaker I now tell you I heartily Approve of the worthy Choice you have made

As the Conduct of that Gentleman who last filled that Chair has Sufficiently Convinced you of a Combination between him and his Associates to Defeat all ye purposes of yor present meeting, I hope and cannot Doubt but it will open the Eyes of all Such as by his and their Evil Acts Sinister practices have been misled and imposed upon so that for the future he or they will not find [it] So easy a matter to Disturb ye peace of the Country.

I must refer you to what I said to you at the opening of this Assembly but Harvest Drawing near I am afraid you'l hardly have time for more business than w^t^ is so absolutely and Immediately requisite, That is the Support of Governm^t^ and the publick Credit You know that the Date of the Currency of your Bills is near to Expiring the Evil that must Attend the Leaving the Country w^th^out a Currency for ordinary Uses as well as Trade.

Robt Hunter

At a Council held at Perth Amboy May ye 21st 1716

Present his Excellency Robert Hunter Esqr &^c^

Lewis Morris Tho: Gordon Jno Anderson	Esq^rs^	Jno Hamilton Tho: Byerly David Lyell	Esq^rs^

It being moved in Council that Mr John Talbot a Presbiter or pretended presbiter of the Church of England had not then taken the Oaths, It was the unanimous opinion of this Board that it was evident and Notorious that there was A Spirit of Division and faction Industriously raised of late and kept up in the province but more Conspicuously in the Western Division which has Endangered ye publick peace and Gone far towards obstructing the publick Business. That from what All of them know from Mr Talbots p^r^sonal

Character and Conduct from what they had heard him utter from the pulpit against ye laws in force or Such as was in Agitation from his leaving out such petitions and prayers in the Liturgy as he did not like or approve, particularly the prayer for Victory over the Sovereign's Enemies both in the late & present Reign and from his Daily Discourses and Conversation & the natural Consequences of these, particularly almost the whole Body of Such as he calls his Congregation at Burlington flying in the face and Denying the Authority of the Laws in being And that late Impudent Contempt of, and Attempt upon the civil Authority & Magistracy vizt The Grand Jury's Indicting the president of ye Council* The Chief Justice and Attorney General for Doing their Duty in Conformity to the known Established Laws of the province And from the Notorious breach of Oath and Trust in the petty Jury's (of his Congregation) in bringing in felons not Guilty contrary to Legal and positive Evidence given to the Facts and even notwithstanding the Confession of one of the Criminals at the Bar From all these Circumstances and many more they are of opinion That the said Mr Talbot is one of the Chief Stirers up and promoters and Encouragers of that Seditious & Dangerous humour

For which cause it is ordered that a Dedimus protestatem be sent to the high Sheriff of the County of Burlington to administer the Oaths to the said Talbot and that he take & Subscribe the abjuration and Subscribe the Test And that A Warrant be Sent to the Sheriff to Signifie unto him (in case he refuses to take the said Oaths &^c^) that he forbear to Exercise his Ministerial function of preaching and that he apprehend and keep the said Talbot in safe Custody untill he shall Enter into Recognizance to be of ye Good behaviour and Accordingly a Warrant as follows was Sent

*Chief Justice Jamison and Lewis Morris were indicted for allowing Quakers to serve on the Grand Jury.—*N. J. Archives, IV., 236-9.

To the High Sheriff of ye County of Burlington Greeting

With this you will receive a Dedimus potestatem to Administer the Oaths to John Talbot a Presbyter or pretending to be a Presbyter of the Church of England You are therefore as soon as may be after the receipt of these to Tender unto the said John Talbot the Oaths mentioned in the said Dedimus to you Directed And if he refuses to take the said Oaths & Subscribe the Test and abjuration as there Directed You are to Signifie unto him that he forbear the Exercise of his Ministerial function as he will answer the Contrary at his peril You are also in Case of refusal as aforesaid To apprehend the said John Talbot and him in Safe Custody to keep until he shall Enter into Recognizance before Some one of his Maties Justices of the peace with two Sufficient Securities in the sum of Two Hundred pounds to be of the Good behaviour During the time of his residence Stay or abiding in this province And this Shall be yor Sufficient Warrant, of which you are not to fail as you will Answer the Contrary at your Peril*

By Order of the Governo^r^ and Council, In Council the Day and Year abovesaid

JA: SMITH Cl Con

At a Council held at Perth Amboy May ye 22nd 1716

Present his Excellency Robt Hunter Esqr &^c^

Lewis Morris, Jno Anderson, Jno Hamilton } Esq^rs^

Tho. Byerly, David Lyell } Esq^rs^

The Governour laid before this Board Several Instruments under the Seal of the prerogative office of this province and

*The Rev. John Talbot, Rector of St. Mary's Church at Burlington; his offense was his friendship for Col. Daniel Coxe, one of the principal benefactors of his church. For the answers of himself and his vestry to Gov. Hunter's charges, see Hills's Hist. of the Church in Burlington, 142–5.

two to which A Counterfeit Seal of the prerogative office was Affix'd by Jeremiah Bass late Secretary of this province

Ordered that a warr^{t} be Sent to the High Sheriff of Burlington to Apprehend the said [Jeremiah Basse] And keep him in safe Custody till he Shall be cleared by due Course of Law

To the High Sheriff of ye County of Burlington or his Lawfull Deputy Greeting

These are in his Maties Name to require you to apprehend Jeremiah Bass Esqr late Secretary of this province If he be within your Bailywick to be found for Counterfeiting and affixing a Counterfeit Seal of the prerogative office of this province to Letters of Administration* And him Safely keep in your Custody untill he Shall thence be Delivered by due Cource of Law and of this you are not to fail as you will Answer the Contrary at yor peril

By order of the Council in Council

JA: SMITH Cl

At a Council held at Perth Amboy May ye 22nd 1716

Present his Excellency Robt Hunter Esqr &^{c}

Lewis Morris, Jno Anderson, Jno Hamilton } Esq^{rs}

Tho. Byerly, David Lyell } Esq^{rs}

The Governours Commission for Vice Admiral was presented and read in Council & he took the Oaths According to Law

Mr Hamilton as Deputy post Master General of North America [subscribed] to the Oaths According to Law

The Governour presented to the Board his Maties Royal Approbation of an Act pass'd in this province Entituled an Act to Enable Thomas Goodon [Gordon] Treasurer of this Province to pay the Sum of Nine hundred and Ninety nine

* Bass was acquitted. See Field's Provincial Courts of New Jersey, 83-4.

pounds thirteen Shillings and threepence towards the Support of Governm^{t} and for the Discharging the said Treasurer thereof which is as follows

At A Court at Saint James's the 31st of August 1715

Present the Kings Most Excellent Majestie

His Royal Highness	Marquess of Annandale
The Prince of Wales	Earl of Dorset
Lord Chancellor	Earl of Manchester
Lord President	Earl of Cholmondly
Lord privy Seal	Earl of London
Duke of Somerset	Lord Somerset
Duke of Grafton	Lord Charleton
Duke of Marlborough	Lord Conningsby
Duke of Argyl	Mr Comptroller
Duke of Montross	Mr Vice Chamberlain
Duke of Roxborough	Chancellor of Exchequer
Duke of Ancaster	General Eale
Duke of Kingston	

Whereas by Commission under the Great Seal of England the Governour Council and Assembly of his Maties province of New Jersey in America are Authorized and Impowred to make Constitute and Ordain Laws Statutes & Ordinances for the publick peace Welfare and Good Government of ye s^{d} province which Laws Statutes and Ordinances are to be as near as Conveniently may be to the Laws and Statutes of this Kingdom And to be Transmitted to his Majestie for his Royal Approbation or Disallowance of them And Whereas in pursuance of the said powers A Law pass'd in the General Assembly of the said province the 16th of February hath been Transmitted from thence the Title whereof is as follows Viz^{t}

An Act to Enable Thomas Gordon Esqr Treasurer of this province to pay the sum of Nine hundred ninety nine pounds Thirteen Shillings and Three-pence towards the Support of

the Government and for Discharging ye said Treasurer thereof

Which Said Law having been perused and well Considered by the Lords Comm^rs^ for Trade and plantations and by them presented to this Board with their humble Opinion that the same be Confirmed, His Majestie in Council this Day taking the Same into Consideration is Graciously pleased with the Advice of his privy Council to Declare his Approbation of the Said Law And pursuant to his Maties Royal pleasure thereupon the said Law is hereby Confirmed finally Enacted and Ratified Accordingly

CHRISTOPHER MUSGRAVE

At A Council held at Perth Amboy may the 23rd 1716

Present his Excellency Robt Hunter Esqr &^c^

Lewis Morris, Jno Anderson, Jno Hamilton } Esq^rs^

Tho: Byerly, David Lyell } Esq^rs^

To his Excellency Robert Hunter Esqr Capt General & Governour of the province of New Jersey New York and Territories Depending thereon in America and Vice Admiral of the Same &^c^

The humble Address of the House of Representatives for the province of New Jersey in General Assembly Conven'd

May it please your Excellency

Your Administration has been A Continued Series of Justice and moderation and from your past Conduct we dare assure our Selves of a Continuance of it and we will not be wanting in our Endeavours to make suitable Returns both in providing A handsom Support for the Governm^t^ and of Such Continuance as may Demonstrate to you and the whole World the Sence we have of our Duty and your worth.

The Gentleman our late Speaker* has added this one

*Col. Daniel Coxe.

Instance of Folly to his past Demeanour to Convince us & the world, that in All Stations whether of a Councillor, a private Man, or a Representative, his Study has been to Disturb the quiet and Tranquility of this province and act in Contempt of Laws and Government we are Sencible of the effects it has had and may have on the publick peace and our Expulsion of him we hope Evinces we are not the partisans of his heat and Disaffection to the present Governm^{t} We are very Sorry he has been Capable to influence so many into A Combination wth him to make effectual his ill purposes. But we hope it is rather the effect of weakness then malice And that their eyes are now So much opened that they will return to their duty and joyn wth us in providing for the publick Credit and what everelse may make this province happy and yor Excellency Easy.

New Jersey
Perth Amboy May 23rd 1716

Signed by order of the House

William Bradford Cl

At a Council held at Perth Amboy May ye 24th 1716

Present his Excellency Robt Hunter Esqr &^{c}

Lewis Morris, Tho: Gordon, Jno Anderson } Esq^{rs}

Jno Hamilton, Tho: Byerly, David Lyell } Esq^{rs}

Mr Morris Reported from the Committee Appointed to Joyn a Committee of the House of Representatives to draw an Address to the King that they had Agreed with the said Committee on the form of an Address which he was ready to read when the Council would please to hear the Same

Ordered that it be read Immediately which was done and the Council Agreed wth the said Committee in the said form and Ordered Mr Morris to Acquaint the house of Representatives thereof

At a Council held at Perth Amboy May the 25th 1716

Present his Excellency Robert Hunter Esqr &c

Lewis Morris Tho: Gordon Jn° Anderson	Esqrs	Jn° Hamilton Tho: Byerly David Lyell	Esqrs

A Message from the Assembly by Coll Sharp and Jacob Doughty to know what Answer the Serjeant at Arms relating to the Warrant which his Excellency Sent to the members of Bergin County, To which the Governour Answered that the Serjeant at Arms at his return Acquainted him that he had been at the Several houses of the Two Bergin Members* but found neither at home one being said to be gone into the Woods to catch horses and the other over the water or to New York And that he had left the said Warrts at their respective houses having taken Coppys of them And that Since that time the Governour had heard nothing of them, And that they best knew whether these Members had paid obedience to these Messages

Another Message from the Assembly by Coll Farmer and William Lawrance that their House had Agreed to, and Ingross'd the Address to his Majestie and Desired to know at what Time and place the Council will please to meet wth them to Subscribe the Same, And the Council appointed one of the Clock at the House of Mr Stevens for that purpose

At a Council held at Perth Amboy May the 25th 1716

Present his Excellency Robt Hunter Esqr &c

Lewis Morris Tho: Gordon Jn° Anderson	Esqrs	Jn° Hamilton Tho: Byerly David Lyell	Esqrs

*David Ackerman and Henry Brockholst; the latter resided at Pompton, and was the uncle of Susannah, wife of Governor William Livingston.

At a Council it was Debated what Methods Should be taken wth Daniel Cox Henry Brockhollt David Ackerman and other Disaffected persons to the Governm^t^ who had Confederated to Defeat the Sitting of ye General Assembly to bring them to punishment and prevent their Mischievious practice And it was Resolved that the Council will Enquire into that matter in order to proceed thereon as Shall be thought fit and that Warr^ts^ be Sent to the Sheriffs to the County of Burlington Essex Gloucester and Bergin to Apprehend and bring 'em before the Governour and Council in order to their Examination which warrants was made out in the following Words

Whereas Daniel Cocks Henry Brockhollt David Ackerman with Divers other ill Disposed persons have Confederated together to hinder the present General Assembly of this province from Sitting and Acting as a General Assembly and to Defeat & render ineffectual the Good purposes of the Same And Whereas Daniel Cox Esqr late Speaker of the said Assembly together with Henry Brockholls David Ackerman wth others Members of the said Assembly Did withdraw themselves from the Service of his Matie and the said Assembly for the Evil purposes aforesaid and to Stir up and foment Sedition and Disturbance amongst his Maties Liege people within this province to the Great obstruction of his Maties Service And Whereas the s^d^ Daniel Cox Henry Brockholls David Ackerman And the other persons are Suspected to be persons Disaffected to his Maties person and Governm^t^ and Confederating & Conspiring ag^t^ the Same These are therefore in his Maties name to charge And Command you to apprehend the Said Danl Cox Henry Brockholls and David Ackerman or either of them if w^th^in your Bailiwick to be found and them Safely Convey to the high Sheriff of Middlesex who is hereby required to receive & take into his custody the said Daniel Cox Henry Brockholls and David Ackerman and them Safely keep so that he bring them before his Excellency and his Maties Council for this province on the Twenty Second Day of June next or on

Such other Day as Shall by his Excellency be appointed to Examine the said Daniel Cox Henry Brockhols and David Ackerman Concerning the premisses And this Shall be your Sufficient Warrant, of wch you are not to fail as you will Answer the Contrary at yor peril Given at Perth Amboy the 25th Day of May aforesaid in the Second Year of his Maties Reign Annoq Dom̃ 1716

By Command of his Excellency and Council in Council

To the High Sheriff of the County of Burlington or his Lawfull Deputy Greeting

To the Kings most Excell^{t} Majestie

The Humble Address [of the Council] and General Assembly of yor Maties Colony of New Jersey in America

Most Gracious Sovereign

Had we Sooner met Together we had sooner Express'd our Gratefull Sence of that Deliverance we by yor Maties Accession to the Throne have had in Common wth the rest of your Maties Subjects from those Dangers which threatened the Destruction of our Civil and Religious liberties

Time as it has added to our Security by the Success of your Councils and Arms So it has Administered new Causes of Gratulation in wch we heartily Joyn with every true Lover of your Matie and the British Constitution and Give thanks to Almighty God for Defeating the Designs and Traiterous Attempts of those unnatural rebellious wretches that have Drawn down the Divine Vengeance on themselves for Hopocrisie and prevarication, who under the Strictest obligation of repeated Oaths threw of a regard of what the General Sense of Mankind has alwaies been Esteemed Sacred and prostituted their Consciences to Conspire against yor Matie and the peace & happiness of their Country

Their Foolish hopes have been blasted and we are Safe in the Enjoyment of these Blessings which can only be Secured to us and our posterity by a protestant Succession in the Illustrious House of Hanover.

As that shall always have our prayers for its prosperity and utmost Assistance for its Defence, So we will not be wanting to Support and maintain your Government here in as Ample a manner as the Circumstances of our Country will admit off having besides our Duty and Allegience to your matie, So great reason from the Just Temperate and prudent Conduct of yor Governour of this Colony

That God for the benefit of yor Maties Subjects would Lengthen your Days and Increase your Glories, are and Shall be the Sincere and fervent prayer of

Most Gracious Sovereign
Your Maties most loyal & most Dutifull Subjects

At A Council held at Perth Amboy the 31st of May 1716.

Present

John Anderson	John Reading
Elisha Parker	David Lyell

Three Bills brought by Jacob Doughty and Mr Lawrance for their perusal.

At a Council held at Perth Amboy June the 1st 1716

Present his Excellency Robt Hunter Esqr &^{c}

John Anderson Jno Hamilton Elisha Parker	Esq^{rs}	Jno Reading David Lyell	Esq^{rs}

Three Bills sent from the General Assembly to ye Governo^{r} and Council An Act to Enforce ye paym^{t} of all publick Taxes into the Treasurer or Treasurers.

Read the first Time and Ordered to be read A Second time.

Read the first time A Bill to repeal part of an Act Entitled an Act for preventing the wast of Timber Pine & Cedar Trees And poles within this province of New Jersey

And to lay a Duty upon all pipe and Hogshead Staves Exported out of the same to any of ye neighbouring Colonys

Ordered to be Read a second time

Read a first Time An Act for Repealing A Law Entitled an Act to lay a Duty upon Wheat Exported out of ye Eastern Division of this Province to any of his Maties Colonies on the Continent of America

Read a Second time the Bill to Enforce ye paym^t^ of all Publick Taxes into the Treasurer or Treasurers and ordered to be Committed

Mr Lyell from the Committee to whom the Bill Entituled an Act to Enforce the payment of Publick Taxes to the Trear or Trears of this Colony was referred to, reported that they had gone through the Same and made an Amendm^t^ to the Same which he Delivered into the Board in the following words, And if it Shall happen that ye Arrears of Taxes intended to be paid into the Treasurer pursuant to this Act, Shall by neglect or Default of the Treasurer remain unpaid contrary to the true intent and meaning of this Act then and in Such Case the Treasurer Shall be Accountable for Such money in Arrears and unpaid as if the Same had been Actually paid into his hands

Which Amendment was Agreed to And the Bill as Amended was Read a third Time and pass'd

ordered that Mr Lyell Carry back the said Bill to the House of Representatives and Acquaint them that the Council had Agreed to the Same wth an Amendment to which they Desired the Concurrence of that House

At a Council held at Perth Amboy [June] the 1st 1716

Present his Excellency Robt Hunter Esqr &^c^

Jno Anderson, Jno Hamilton, Elisha Parker } Esq^rs^

Jno Reading, David Lyell } Esq^rs^

A Message from the House by Mr Harrison desiring to know when the Governour would be pleas'd to be Attended by the House, who Answered, when they please The House Attended his Excellency And Gave his Assent to an Act entitled an Act to enforce the paym^t^ of all publick Taxes into the Trear or Trears, And then his Excellency Attended by by the Council and General Assembly proceeded to the Usual place and published the said Act. The Speaker and House attended his Excellency with the following request of the House

ordered that the Speaker do in the name of ye House humbly Desire of his Excellency that if it will Suite wth his Maties Service And his Excellencys Convenyency he will please to adjourn the House till ye later End of September or beginning of October Corn Harvest being now at hand and after that Hay Harvest and Seed time will require the Members to be at their respective homes till abo^t^ y^t^ time

By Order of the house

WILLIAM BRADFORD Cl

His Excellency by Advice and Consent of this Board Issued the Proclamation following

A Proclamation

Whereas the General Assembly of this province of New Jersey have Represented unto me that the Members of the Same will be under a necessity to repair to their respective homes to Attend their harvest and seed time And have humbly Desired that I would be pleas'd to Adjourn the said General Assembly Untill the End of September or begining of October next I have therefore thought fit by and with the Advice and Consent of his Maties Council for this province And by Virtue of the powers and Authorities Given unto me by his Maties Letters patent Under the Under the Broad Seal of Great Britain to Adjourn the said General Assembly unto the Third Day of October in this present year And the

said General Assembly is Accordingly Adjourned unto the Third Day of October in this present year One Thousand Seven Hundred and Sixteen to meet at Perth Amboy in the province aforesaid of which all persons Concern'd are to take Notice Given under my hand & Seal At Perth Amboy this first day of June in ye Second year of his Maties Reign Annoq Dom̃ 1716.

Ro Hunter

Ja Smith

By his Excellency's Command Secry

God save the King

At A Councill held At Perth Amboy on Saturday the 2^{d} of June 1716.

Present

His Excellency Robert Hunter Esqr Governour &^{c}

Lewis Morris
Hugh Huddy
Thomas Gordon
John Anderson
John Reading
Elisha Parker
} Esq^{rs}

The Governour Informed the Councill that the Sheriff of Burlington was arrived, and Acquainted him that he had Executed the Councills Warrant upon Jeremiah Bass and has him Now In Custody, but that he was Informed, that he could not Admitt him to Baile without leave from this Board, that If he put him In Goale, the Goale was unsufficient to hold him, and his Circumstances such that he durst not leave the province—It is ordered by this Board that the Sheriff do Admitt Jeremiah Bass to Baile he Entring Into Recognizance to His Majestie before one of His Majesties Councill for this Province In the sum of three Hundred pounds with Sufficient Security for the Sum of three Hundred pounds more to be and Appeare At Burlington before

His Majesties Justices at the Supreme Court of this Province held there the first tuesday In November next, and to Stand & Abide the determination of that Court.

This Board being certainly Informed that William Clews, Jacob Huling, William Hall, Richard Bull, Henry Joyce & Daniell Cox, Late Members of the Generall Assembly of this Province & Expelled by the same, held a meeting with Jacob Spicer, Samuell Bustell & other Persons disaffected to the Government, and continued their conspiracies Against it, Ordered by this Board that Warrants be Issued to the Sheriffs of the Counties of Burlington, Hunterdon, Gloucester, Salem, and Cape May to Apprehend, William Hall, Jacob Spicer, Richard Bull, William Clews, Jacob Hulings, Henry Joyce, Samuell Bustell & Alexander Lockart, and Ordered that A Warrant be directed to the Sheriff of Midlesex to take the said Persons In to his Custody, when delivered to him, which warrants were concieved In the terms following.—Whereas William Hall, William Clews, Jacob Spicer, Jacob Hulings, Henry Joyce Samuell Bustell & Alexander Lockart, with divers others Ill disposed Persons have confederated together to hinder the Generall Assembly of this Province from sitting and Acting As A Generall Assembly, and to defeat & Render Inaffectuall the good purposes of the same And Whereas, William Hall, William Clews, Richard Bull, Jacob Hulings & Henry Joyce Members of the said Assembly did withdraw themselves from the service of His Majestie, and the said Assembly for the Evill purposes Aforesd, and to Stirr up & foment Sedition & disturbance amongst His Majesties Leidge people within this Province to the Great obstruction of his service, And Whereas William Clews, William Hall, Jacob Spicer, Jacob Hulings Richard Bull, Henry Joyce, Samuell Bustell & Alexander Lockart and the other Persons are Suspected to be Persons Dissafected to His Majesties Person & Government, and to be confederating and conspiring Against the same These are therefore In His Majesties Name to Charge & Command you to Apprehend the said William Clews, William Hall, Jacob Spicer,

Jacob Hulings, Richard Bull, Henry Joyce, Samuel Bustell & Alexander Lockart or either of them If within your Bailewick to be found and them safely convey to the High Sheriff of the County of Midlesex, who is hereby required to take Into his custody the said William Clews, William Hall, Jacob Spicer, Jacob Hulings, Richard Bull, Henry Joyce, Samuel Bustell & Alexander Lockart or Either of them, and them or him safely to keepe, So that they bring them or him before His Excellency and His Majesties Councill for this Province on the twenty second day of this Instant June, or on such other day as shall by His Excellency be Appoynted to Examine the Above Named Persons or any of them concerning the Premises and this shall be your sufficient Warrant, of which you are not to faile, As you will answere the contrary at your Perrill, And All His Majesties Subjects are Required to be Aiding & Assisting to you herein, Given at the Councill Chamber at Perth Amboy the 2^{d} day of June Aforesd In the second year of His Majesties Reign Anno Dom̃: 1716. By Command of His Excellency & Councill In Councill

JA: SMITH Clk.

Whereas there are severall Warrants Issued out by order of this Board to the severall Sheriffs of severall of the Counties of this Province for Apprehending the Bodies of Daniell Cox, Henry Brochols, David Acerman, William Clews, William Hall, Jacob Spicer, Jacob Huling, Richard Bull, Henry Joyce, Samuell Bustell & Alexander Lockart and them or Either of them so Apprehended to convey & deliver to you.—These are therefore In His Majesties Name to Require & Command you to Receive the Bodies of All or any of the Above Named Persons Into your Custody & them safely keep so As you have their or Either of their Bodies so to you delivered before His Excellency the Governour and Councill At Amboy the twenty second day of June Instant or at such other time & place As His Excellency tha Governour shall direct & Appoynt to answer to such things as

shall be then In His Majesties behalfe objected to them or Either of them, touching & concerning their confederating & conspiring Against His Majesties Person & Government of which they are suspected, for which this shall be your Sufficient Warrant.—By Command of the Governour And Councill In Councill

JA: SMITH Clk

Lewis Morris Esq[r] Administrator In behalfe of the New Jersey Society on the Goods, Creditts & Effects of Alexander Griffith Esq[r] Deceased, Informed His Excellency and this Board, that the said Griffith had At His Decease Sundrie Goods & Effects which are concealed whose Value & Quantity are unknown to the said Morris, and particularly that the said Griffith had Chambers In the House of Richard Ellison of Burlington In which, severall of the said Goods & Effects were, and that he the said Morris has the keys of the said Chambers, and did In presence of His Majesties Attourney Generall, and one of His Majesties Justices of the Peace demand an Entrance into the said Chambers and Attempted to gett Into them; but was hindered so to do by the said Ellison who Nailed & bolted the doores leading to the said Chambers from the said Lewis Morris so that he cannot Administer and dispose of the said Effects According to the powers Granted him by the Letters of Administration, Except His Excellency and this Board will Please to direct the Sheriff or some proper Officer to Enter the House & Places where such Goods & Effects are suspected to be and search for them and If found deliver them to the said Administrator. It is ordered by this Board that the High Sheriff of the County of Burlington do Enter Into any House or Place for the said Goods, and If need be to break up any doores, trunks, packs Chests or other things In which they are suspected to be concealed, and If any of the said Goods belonging to the said Griffith be found he is to take the same Into his Custody, and before two Credible witnesses to Inventory the same, and then deliver the said Goods and

the said effects, together with the Inventory of the same unto the said Lewis Morris Administrator or his Assigns, and All persons are Required to be Aiding & Assisting to the said Sheriff therein

By order of the Governour and Councill In Councill

JA: SMITH Clk:

At A Councill held at Perth Amboy Tuesday July the third 1716

Present

His Excellency Robert Hunter Esqr Governour &c:

Lewis Morris
John Anderson
Thomas Gordon
Elisha Parker
David Lyall
} Esq^{rs}

Alexander Lockart being brought before this Board by Vertue of the former Warrant of this Board and charged with saying As followeth (viz) being Affidavits sworne to by &^{c}

1. I can Give as Good A Comission As the Governour

2. Now Government is out, we have no other Governour now but Andrew Heath.

3: He could Give as Good Comissions as any of them had.

4: The Proclamation to continue the Officers for His Majesties Plantations was not the Kings Proclamation but was taken from A London Gazett and it was but A Libell, and the word Proclamation was put In.

5: That there was no such thing As A Proclamation from the King to continue the Officers of the Government, that the word Plantations was putt Inn and there was no Coat of Arms to the Proclamation

6: He would have Revenge for swearing the peace Against

him, and for binding him to the peace and would Resent His Excellencies putting him out of Comission, without giving him A Reason for it.

Heard Coll: Cox, Henry Joyce & severall others say that the Prorogation of the Assembly was not out till the 14th day of May next, and that they did not think to Attend till that time.

Understood A Paper went about In order to procure A Separate Government, and being charged with Confederating with Daniell Cox and others to run the Government Into confusion, obstruct the payment of the publick Taxes and defeat the raising of any Support for it; he denyed that he had said any such words as were Sworn Against him, or that he Ever was concerned In any confedracy of that kind or knew of any body that was; but that he had heard Coll: Daniell Cox, Henry Joyce and severall others say that the Prorogation of the Assembly was not out till next May, and that they would not Attend till that time, he said he had Also heard, that A Paper was carried About and Signed In order to procure this to be A Separate Government, but that he had not seen it or signed it.

Ordered that Alexander Lockart be Comitted for what is Sworne Against him untill he be discharged by Due course of Law.

Ordered that the said Lockart be prosecuted by Information for the misdemainours Above.

Whereas Alexander Lockart by you this day brought before this Board hath been charged with severall misdemainours and Seditious Speeches tending to the Subversion of His Majesties Government of this Province by Affidavits of severall Persons who have heard him publish & declare that he could Give as Good Comissions as the Governour and that the Proclamation to continue the Oficers of His Majesties Plantations was not the Kings Proclamation, but A Libell and the word Plantation put In to it, with sundrie other Speeches to the same purpose. These are there fore to Will & Require you, and you are hereby Comanded safely to keep

the said Alexander Lockart In your Custody untill he be discharged by Due course of Law. By order of the Governour and Councill In Councill.

JA: SMITH Clk:

At A Councill held At for the Province of New Jersey At Chesterfield In the County of Burlington on tuesday the 27th of November In the third year of His Majesties Reign. Anno Dom̃: 1716.

Present

His Excellency Robert Hunter Esqr: Governour &c:

George Deacon
John Hamilton
John Reading
David Lyall

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Mr Speaker and severall of the Representatives Attended His Excellency In Councill, and desired that three of their Members Lately Elected, might be Qualified to Act, which was Accordingly done—

Then His Excellency Read His speech to the House of Representatives, which was As followeth (viz)

Gentlemen

I must Referr you to what I said to you In the first Session of this Assembly, and shall only mention what I think Requires the first place or Principall part In your present deliberations, I mean the Support of Government and Publick Creditt, you All know that the funds for the first are Expired fifteen Months Ago, And that the other has suffered much by the obstinacy of some In Refusing the payment of Taxes of Remissness of others in Collecting or putting the Laws In Execution, which were sufficient, If Duely Executed to have answered the End, and In Great measure to have prevented or Remedyed that Evill.

I doubt not but that you are now mett with A Good dis-

position, as well, as In full Freedom—All Cloggs & Barrs being Removed, to pursue to Effect the Good Ends of your meeting, and make Good your Engadgements & promisses In the several Addresses of the Last Session.

The true Interests of the People & the Government are the same, I mean A Government of Laws. No other deserves the Name, and are never Separated or Separable but In Imagination by Men of Craft who are Either Abettors of Lawless power on the one hand, or confusion & Anarchy on the other. As I am well Assured, As you Also well know, that the first is not the case of this Province, so I have conceived well grounded hopes, that All Endeavours towards the latter are ceased, and I can hardly gues at any one thing that can Interpose to defeat your purposes of making your selves and those you Represent happy, and me Easy, as you have your selves very well Expressed it.

Ro: Hunter

At A Councill held At Chesterfield December ye 13th 1716

Present

His Excellency Robert Hunter Esqr Governour &^{c}

George Deacon
John Anderson
John Hamilton
John Reading
David Lyall
} Esq^{rs}

The followeing Bills being Read A second time were Comitted (viz).

That for Repealing A Law Entituled An Act to Lay A Duety upon Wheat Exported out of the Eastern Devision of this Province, to any of Her Majesties Colonies on the Continent of America.

And That for Repealing part of A Law, Entituled An Act for Preventing the Waste of Timber, Pine and Cedar

Trees & poles within this Province of New Jersey And to Lay A Duety upon All Pine [pipe] and Hogshead staves Exported out of the same to Any of the Neighbouring Colonies.

A Message from the House by Jeremiah Bass Esqr & Mr Thomas Hall desiring His Excellency would take such care as he sees cause to Command Thomas Gordon Esqr Treasurer of this Province to Attend the House with his Accoumpts. His Excellency Answered, that he would forthwith send A Messenger for him which he Accordingly did with the following order (viz).

Sr Having Received A Message from the House of Representatives desiring that I would take such measures as I though^{t} fitt to Oblidge you to Attend their House According to their order with your books, Accounts & Papers Relating to the Publick Treasuries, with which you have been Intrusted, and As your Duety Requires you, you are therefore hereby ordered & Commanded upon Receipt hereof, Immediately to Repaire to Chesterfield with such Accpts & books, In order to their being laid before the Generall Assembly forthwith, and herein you are not to faile, As you will answer the contrary at your Perrill. Given under my hand & seale At Chesterfield this present 13th day of December, 1716.

Ro: Hunter [s]

To, Thomas Gordon Esqr: Treasurer of the Province of New Jersey.

At A Councill held At Chesterfield December the 13th 1716.

Present

His Excellency Robert Hunter Esqr: Governour &c:

George Deacon
John Anderson
John Hamilton
John Reading
David Lyall
} Esqrs:

David Lyall Esqr: Reported from the Comittie to Whom the two followeing Bills were Comitted (viz)

That for Repealing A Law, Entituled An Act to Lay A Duety upon Wheat Exported out of the Eastern Devision of this Province to any of Her Majesties Collonies on the Continent of America.

And That for Repealing part of A Law, Entituled An Act for preventing the Waste of Timber, Pine & Cedar trees & Poles within this Province of New Jersey and to Lay A Duety upon All pipe & Hogshead Staves Exported out of the same to any of the Neighbouring Collonies, that they Agreed to the s[d] Bills, without Amendments, which Bills being Read the third time, were Agreed to In Councill, and past Accordingly.

Ordered that David Lyall Esqr: do Acquaint the House of Representatives, that this Board have Past the said two Bills.

At A Councill held At Chesterfield December ye, 14th 1716.

Present

His Excellency Robert Hunter Esqr: Governour &c:

George Deacon
John Anderson
John Hamilton
John Reading
David Lyall
} Esq[rs]

His Excellency Having Comunicated to the Councill The Address of the Generall Assembly to him, which Address was Accordingly Read, and ordered to be Entred In the Councill Book, which is As followeth (viz)

> To His Excellency Robert Hunter Esq[r] Capt: Genll: and Governour In Cheiff of the Provinces of New-Jersey, New-York and Territories Depending thereon In America and Vice Admirall of the same &[c]

May It Please your Excellency.

The Speediness and Unanimitie of our Resolves on which there was not one dissenting Vote, we hope will Induce your Excellency to beleeve that this House is fully designed to make Good all that they have Given your Excellency just reason to Expect from them In their former Addresses. And We begg leave further to Assure your Excellency, that No Cloggs nor obstructions laid In our way by Crafty or designing Men shall Ever have Power to obstruct our united Endeavours to make your Excellency Easy by Providing an Honourable Support for the Government According to the Abilities of our Countrie, paying the Arrearages Due, and supporting of the Publick Creditt, and the People we Represent Happy by providing such Laws, As may be for their Advantage, and As much As In us Lies putting An End to these unchristian Devisions that have Almost ruined this unhappy Province. May the God of Peace so bless the Endeavours of your Excellency, the Gentlemen of His Majesties Councill and this House, that this Generall Assembly may,—to future Generations have the Character of Establishing that love & peace In this Province, which too many have Endeavoured To hinder, and two few to promote.

Signed by order of the House

JOHN KINSEY Speaker

Severall of the Members of the Generall Assembly being of the people called Quakers Do heartily concur In the Above written Address, As to the matter & Substance, but make some Exceptions As to the stile.

Ordered that any three or more of the Members of this Board Do Informe themselves of the Regulation the Ferrymen At Burlington were Restricted to, and make A Report of the same to the Councill.

Upon Reading A Petition signed by Mr Isaac Whitehead & other Justices of the County of Essex In behalfe of severall

Inhabitants settled at Whippinie And John Reading Esqr: one of the Members of this Board, Acquainted the Councill that those Inhabitants belonged to the County of Hunterdone by A Law of this Province Ascertaining the bounds of the said County of Hunterdone.

Ordered that the s^{d} Petitioners be Acquainted therewith.

At A Councill held at Chesterfield December the 15th 1716.

Present

His Excellency Robert Hunter Esqr Governour &c:

George Deacon
John Anderson
John Hamilton
John Reading
David Lyall
} Esq^{rs}

Ordered that A Warrant be sent to the Sheriff of the County of Burlington to Apprehend William Hall & Richard Bull Reciting the former Warrant Issued out Against them the 2^{d} of June Last which is as followeth (viz)

To The High Sheriff of the County of Burlington, or to any of the Constables of the said County Greeting.

Whereas there was A Warrant directed to the High Sheriff of the County of Burlington by order of His Excellency the Governour In Councill dated the 2^{d} day of June Last to Apprehend the Bodies of William Hall & Richard Bull and several other Persons for confederating & conspiring, Against His Majesties Government of this Province.—These are therefore In His Majesties Name to charge & Command you or Either of you forth-with to Apprehend the sd William Hall & Richard Bull or Either of them, and them safely keep, so that you may have them, and them safely convey

unto the High Sheriff of sd County of Burlington who is hereby Required to keep them In safe Custody so that he may have them before His Excellency and His Majesties Councill for this Province At Chesterfield on thursday the 20th of this Instant December or at such other day As shall by His Excellency be Appoynt to be Examined In Councill concerning the Premisses, of which you are not to faile, as you will answer the contrary at your Perrill, And All His Majesties Subjects are Required to be Aiding & Asisting to you herein. Given at Chesterfield the fifteenth of December In the third year of His Majesties Reign, Anno Dom̃ 1716.— By Command of His Excellency and Councill In Councill.

BARCLAY Clk:

At A Councill held At Chesterfield December ye 18th 1716.

Present

His Excellency Robert Hunter Esqr Governour &c

George Deacon
Thomas Gordon
John Anderson
John Hamilton
John Reading
David Lyall

} Esqrs:

His Excellency Acquainted the Councill of A Message he recieved from the House by Mr Samuell Smith & Mr Thomas Hall desiring this Board would be pleased to Appoynt A Comittie to Joyne A Comittie of the House to View the Treasurers Accounts. Ordered that the Clerk of the Councill Imediately go to the House and Acquaint them, that A Comittie of this Board has Appoynted to meet the Comittie of the whole House to day At twelve A Clock In the meeting House.

At A Councill held At Chesterfield December the 20th 1716.

Present
His Excellency Robert Hunter Esqr Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Hamilton
John Reading
David Lyall
} Esqrs:

John Hamilton Esqr Reported from the Comittie Appointed to meet A Comittie of the Representatives that the Representatives had Agreed to meet them to View the Treasurers Accounts any time when the sd Accounts were ready to be produced by the Treasurer.

Ordered that John Hamilton & David Lyall Esqrs prepare An ordinance for Regulating the Wherries going betwixt Burlington & Philadelphia, and Also for Regulating the Boats, who carry passengers & Goods between Perth-Amboy & New-York, As Also for Regulating of Ferries In this province of New Jersey.

P: M: The Sheriff of Burlington County Having brought William Hall & Richard Bull before this Board According to A Warrant directed to sd Sheriff

Ordered that the Sheriff of sd County of Burlington keepe sd Richard Bull & William Hall In safe Custody until they Enter Into Recognizance before one of His Majesties Councill or one of the Judges of the Supreme Court, to Appeare at the next Supreme Court to be held for this Province of New-Jersey At Burlington the first tuesday In May next In the sum of five Hundred pounds Each, with sureties In the sum of two Hundred & fiftie pounds for Each of them to ansuere to what shall be objected Against them on the part & behalf of His Majestie, and In the mean time to be of the Good behaviour.

BARCLAY Clk

Ordered that the Attourney Generall prosecute the s[d] William Hall & Richard Bull by Information.

At A Councill held At Chesterfield December the 28th 1716.

Present
His Excellency Robert Hunter Esq[r] Governour &c:

George Deacon
Thomas Gordon
John Hamilton
Elisha Parker
David Lyall
} Esqrs:

The two following Bills were read the first time and ordered a Second Reading, (viz)

The Bill for Laying An Excise on All Strong Liquors Retailed within this Collonie of New Jersey

The Bill to Prevent unseasonable burning the Woods

At A Councill held At Chesterfield December the 31st 1716

Present
His Excellency Robert Hunter Esq[r] Governour &[c]

And the Members of His Majestie's Councill before mention'd

The two followeing Bills were Read the second time & Comitted (viz)

The Bill for Laying an Excise on All strong Liquors Retailed within this Collonie of New Jersey The Bill to prevent unseasonable burning the Woods. A Message from the House of Representatives was read desiring that His Excellency would Appoynt A Comittie of this Board to meet a Comittie of the said House to confer on the Establishment of some fees that are not sufficiently provided for In the ordinance for Establishing of fees.

Ordered that George Deacon, Thomas Gordon, John Hamilton, Elisha Parker & David Lyall Esqrs or any three or more of them be a Comittie to meet A Comittie of the House thereupon At four A Clock In the Afternoone or what other time they shall think fitt.

At A Councill held At Chesterfield Januarie the fifth 1716

Present
His Excellency Robert Hunter Esqr Governour &c

George Deacon
John Anderson
John Hamilton
John Reading
David Lyall
} Esqrs

John Anderson Esqr Reported from the Comittie to whom the Bill to prevent unseasonable burning the Woods was Referred, that they had Agreed to Severall Amendments which he was directed to Report, when they were ready to receive the same Ordered that the sd Report be made Imediately And ye sd John Anderson Esqr Reported the Amendments In His Place which he Afterwards laid on ye Table

And the said Amendments being severally Read were Agreed to by this Board.

Ordered that the said Bill with the Amendments be read the third time, which being Read was Agreed to by this Board.

Ordered that John Anderson Esqr do carry the said Bill with the Amendments to the House of Representatives for their concurrence.

John Reading Esqr Reported from the Comittie to whom the Bill for Laying An Excise on All strong Liquors Retailed within this Collony of New-Jersey was Referr'd that they had Agreed to severall Amendments which he was

directed to Report to this Board, when they were ready to Receive them

Ordered that the said Report be made Immediately

And the s^{d} John Reading Esqr Reported the Amendments In his Place, which he Afterwards laid on the Table, And the s^{d} Amendments being severally Read were Agreed to by this Board

ordered y^{t} ye s^{d} Bill As Amended be Read ye 3^{d} time which being read was Agreed to & past by this Board

Ordered that John Reading Esqr: do carry the s^{d} Bill with the Amendments to the House of Representatives for their concurrence.

John Hamilton Esqr: from the Comittie who were to joyne A Comittie of the House of Representatives About the Establishment of some Fees, Reported that the two Comitties had Agreed upon some additionall fees which they prayed His Excellency to Establish Into An ordinance.

His Excellency ordered the Councill to draw up An ordinance Accordingly.

The Bill to Enforce the payment of 340: ounces 2: pennie wt &: 16: Grains of Plate, Due from the Inhabitants of the Townesships of Chesterfield, Mansefield, Towne & Townesship of Burlington, Springfield, Northampton, Wellingborrow, Chester & Eversham—All In the County of Burlington, being their part of the £5000 Tax for ye year 1714. was Read the first time, and ordered A second Reading.

At A Councill held At Chesterfield January, ye, 9th 1716

Present

His Excellency Robert Hunter Esqr Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Reading
David Lyall
} Esqrs

The two followeing Bills were Read the second time & Comittied to the Gentlemen of the Councill or any three or more of them.—(viz)

The Bill for the better Laying out, Regulating & preserving Publick Roads & Highways thro'out this Province

The Bill to Enforce the Payment of three Hundred & fourty ounces two penny wt & sixteen Grains of Plate, Due from the Inhabitants of the Townesliips of Chesterfield, Mansefield, Towne and Townesliip of Burlington, Springfield, Northampton Wellenborough, Chester & Eversham, All In the County of Burlington, being their part of the £5000 Tax for the year 1714.

The Bill for Laying An Excise on All strong Liquors Retailed within this Collony of New-Jersey, was sent up from the House of Representatives for the Concurrence of this Board to severall Amendments they had made on it which was read, and the severall Amendments Agreed to.

Ordered the said Bill to be Engrossed.

Ordered that John Reading Esqr do Acquaint the House of Representatives that this House had Agreed to said Bill with their Amendments, and ordered the same to be Engrossed.

A Message from the House of Representatives that they had Agreed to the Amendments made by the Councill on the Bill to Prevent unseasonable burning the Woods with one Amendment.

Ordered that the said Bill be Read with the Amendment—The same was Read & Agreed to by this Board.

Ordered that the said Bill be Engrossed.

Ordered that John Reading Esqr: do Acquaint the House of Representatives that this Board had Agreed to said Bill with their Amendments, and ordered It to be Engrost.

Upon A Verball Message from the House of Representatives concerning the hardships people would be under who brew Beere, Metheglan & Syder Royall by means of the Bill for Laying An Excise on All Strong Liquors &^{c} binding them [not] to sell any Quantity of s^{d} Liquors less than A barrell

David Lyall Esqr one of the farmars of said Excise has voluntary promised to this Board for himselfe & All concerned therein, that any of the Aforesd Persons Applying to them, he or any concerned In the said Excise will Give License to them without any charge or Expence to sell at any time the Quantity of tenn Gallons or any Quantity Above the same of the said Liquors without any Excise or trouble or molestation, or without taking Advantage of any thing contained In the same.

At A Councill held At Chesterfield Janr: ye 10th 1716.

Present

His Excellency Robert Hunter Esqr: Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Reading
David Lyall

John Reading Esqr: Reported from the Comitty to whom the Bill to Enforce the payment of 340: ounces 2 penny wt: 16 grains of plate Due from the Inhabitants of the Townships of Chesterfield, Mansfield, Towne & Towneship of Burlington, Springfield, Northampton, Wellingborrow, Chester & Eversham All In the County of Burlington, being their part of the £5000 Tax for the year 1714, was Referred, that they had Agreed to severall Amendments, which he was directed to Report to this Board, when they were ready to receive the same Ordered that the sd Report be made Imediately—Then the said John Reading Esqr Reported the Amendments In his place, which he Afterwards laid on the Table.

And the said Amendments being severally Read were Agreed to by this Board. Ordered that the Said Bill As Amended be Read the third time which being Read was Agreed to & past by this Board.

Ordered that John Reading Esqr: Do carry the s^{d} Bill with the Amendments to the House of Representatives for their Concurrence.

A Bill to Enable John Pittenger & Sycha Pittenger of Piscataqua In the County of Midlesex & Province of New-Jersey to sell & Dispose of the Reall Estate of Richard Pittenger Late of Piscataqua Aforesd Deceased for the payment of Debts sent up by the House of Representatives for the Concurrence of this Board was Read the first time, and ordered A Second Reading

At A Councill held At Chesterfield Jan^{r} ye 11th 1716.

Present

His Excellency Robert Hunter Esqr Governour &c.

Thomas Gordon
John Anderson
Elisha Parker
David Lyall
} Esq^{rs}

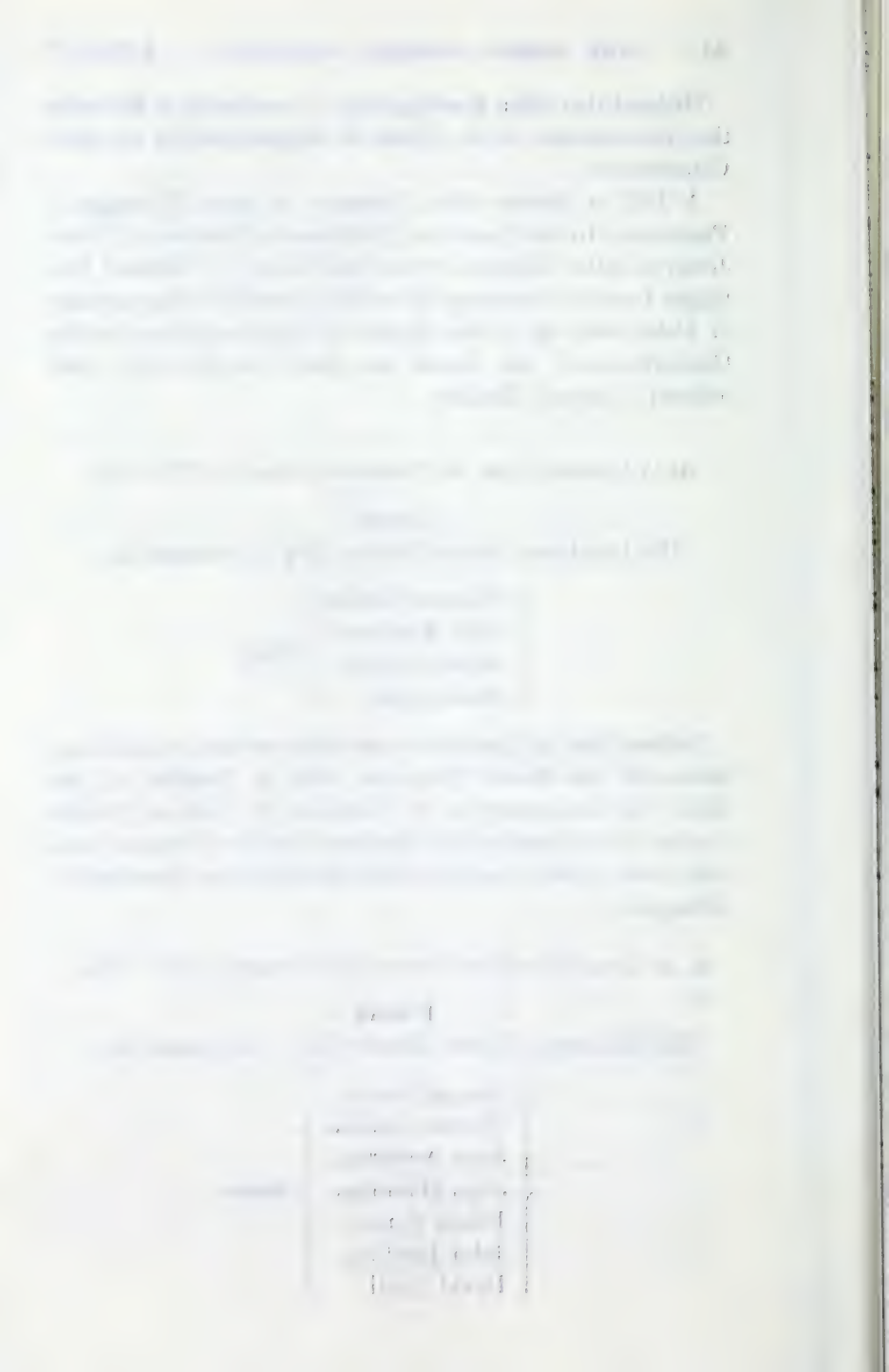
Ordered that A Comittie or any three or more of the Gentlemen of this Board Do Joyne with A Comittie of the House of Representatives to Examine the Bills of Creditt that are In the hands of the Treasurer, and to Compare them with their Counter parts In order to have them Cancelled & destroyed.

At A Councill held at Chesterfield January y^{e} 12th 1716.

Present

His Excellency Robert Hunter Esqr: Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Hamilton
Elisha Parker
John Reading
David Lyall
} Esqrs:



Elisha Parker Esqr Reported from the Comittie of this Board that was to Joyne the Comittie of the House of Representatives upon the Examination of the Bills of Creditt &^{c} that they had Joyned the said Comittie of the House of Representatives and had Examined the Bills of Creditt delivered In by the Treasurer, which were 182: Bills of five pounds Each, 272 Bills of fourty shillings Each, 514 Bills of twenty shillings Each, 506: Bills of ten shillings Each 928: Bills of five shillings Each, and 1789: Bills of two shillings & six pence Each, and that they had compared them with the Counterparts so farr as Satisfied the Comitties And that they had Also Received Bills of Creditt from Doctor Roberts Treasurer of the western Devision to the value of £536 „ 17 „ 6, whereof Eight pounds five shillings were In Counterfitt Bills. After some time spent, It was Resolved that the said Bills should be burnt And the said Bills were burnt In presence of the Comittie of this Board, and of the House of Representatives. The said Elisha Parker did further Report that then the Comittie of this Board did Joyne A Comittie of the House of Representatives to Recieve & Examine the Remaining part of the Bills of Credit of the £8000 „ — „ — Tax for the first Expedition Against Canada which were formerly cancelled by the Signers pursuant to An Act of Assembly and Left In the hands of Thomas Gordon Esqr: Treasurer, And Recieved thirtie Nine bundles of Bills of Creditt which were Issued for the first Expedition to Canada which being Examined there was 198 Bills of five pounds Each, 200 Bills of fourty shillings Each, 500 Bills of twenty shillings Each, 1060 Bills of ten shillings Each, 1694 Bills of five shillings Each, And Also fourteen Bills Amounting to £5 „ 15 „ — which Bills were burnt In the presence of the Comittie of this Board and the House of Representatives, which proceedings of the Comittie were Approved of and Agreed to by this Board.

The Bill to Enable John Pittenger & Sycha Pittenger of Piscataqua In the County of Midlesex & Province of New

Jersey to sell & dispose of the Reall Estate of Richard Pittenger Late of Piscataqua Deceased for the payment of Debts was Read the second time & Comitted to any three or more of the Gentlemen of this Board.

A Message from the Assembly by Jeremiah Bass Esqr and Mr Joseph Bonnell, that they had dissolved The former Comittie of the House, that was to Joyne the Comittie of this Board for the Inspection of the Warrants of the Government, And In Place thereof were to Resolve themselves In to a Comittie of the whole House to Joyne A Comittie of this Board for the Inspection of the said Accounts from day to day till the same shall be finished.

Ordered that any three or more of the Gentlemen of the Councill be A Comittie to Joyne A Comittie of the House of Representatives upon the said Accounts.

At A Councill held at Chesterfield Januarie ye 14th 1716

Present

His Excellency Robert Hunter Esqr Governour &c:

George Deacon
John Hamilton
Elisha Parker
John Reading
David Lyall
} Esq^{rs}

A Bill for the more Regular chusing & Electing Acessors & Collectors In the Respective Towns & Counties In this Province, sent from the House of Representatives by Mr Richard Johnston & Mr Hessell Peiterson for the Concurrence of this Board, was Read the first time & ordered A second Reading.

At A Councill held At Chesterfield Jan^{r} ye, 15th 1716.

Present

His Excellency Robert Hunter Esqr Governour &c.

George Deacon
Thomas Gordon
John Anderson
John Hamilton
Elisha Parker
John Reading
David Lyall
} Esqrs

Elisha Parker Esqr Reported from the Comittie of this Board that was to Joyne A Comittie of the House of Representatives on the Treasurer of the Eastern Devision of this Province and the Reciever Generall of this Provinces Accounts, that they had Joyned the Comittie of the House of Representatives and with them had diligently Inspected the said Accounts & found by them that there Remains Arrearages Due.

From the Counties of Bergen & Essex of ye £3000 „ — „ — Tax..... £81 „ — „ —

From Midlesex & Sumersett Counties of ye sd Tax..... £44 „ 15 „ —

From the said Counties of the £1722 „ — „ — Tax..... £21 „ 4 „ —

From Monmouth Countie of the £3000 „ — „ — Tax..... £25 „ 10 „ 8

From said County of the £1722 „ — „ — Tax ..... £15 „ 13 „ 4½

From Burlington County of ye £1722 „ — „ — Tax..... £18 „ 19 „ 2½

From Glocester County of ye sd Tax..... £31 „ 17 „ 6

From Salem County of ye sd Tax..... £85 „ 10 „ 10

In all at 8 si: an ounce.....£327 „ 15 „ 7

And there Remains Due from the County of Bergen for ye years 1711: 1712: 1714: 1715	£54 „ — „ 9
From Sumersett County for the same time..	£22 „ 16 „ —
From Monmouth County for the same time..	£31 „ 3 „ 9
From Burlington County for the same time..	£246 „ 8 „ 11
From Glocester County for the same time..	£26 „ — „ —
In All Proclamation money.....	£380 „ 9 „ 5

And there Remains Due of the £5000 Expedition Tax the sum of £960 „ — „ — York money In the whole Province, but what the particular deficiencies of Each Countie are of the sd £5000 „ — „ — the said Treasurer is not At present Able to give An Account of, The Asessors & Collectors not having Returned the distinct Quotas of the Counties. And that the Comittie have Examined All the said Treasurers Accounts from the 23d of June 1710 to the 23d of September 1716, and find them to be Right & Just, but that the Comitties have not Examined Into the Accounts of the first Expedition It being before the date of the said Treasurers Comission— which proceedings of the sd Comittie were Approved of & Agreed to by this Board.*

The Bill for the more Regular chusing & Electing Asessors & Collectors In the Respective Towns & Counties In this Province was Read the second time & Comitted to any three or more of the Gentlemen of this Board.

A Message from the House of Representatives by John Harrison Esqr with the Bill to Enforce the payment of 840: ounces, 2 pennie-wt & 16 Grains of Plate, Due from the Inhabitants of the Towneship of Chesterfield, Mansfield, Towne & Towneship of Burlington, Springfield, North-Hampton, Wellenburrou, Chester & Eversham, All In the County of Burlington, being their part of the £5000 „ — „ — Tax, for the year 1714. Acquainting this Board, that the House had

*The speech of Jeremiah Bass, accompanying this report, is reprinted (from the votes of the Assembly) in Hills's History of the Church in Burlington, 149–151.

Agreed to the Amendments of this Board to the sd Bill, and delivered the same Engrost with the Amendments.

Then this Board Resolved It selfe Into A Comittie upon the Bill for the more Regular chusing & Electing Asessors & Collectors In the Respective Towns & Counties In this Province.

At A Councill held At Chesterfield* Januarie ye, 15th 1716

Present

His Excellency Robert Hunter Esqr Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Hamilton
Elisha Parker
John Reading
David Lyall
} Esqrs

Elisha Parker Esqr Reported from the Comittie Into which this Board had Resolved It selfe upon the Bill for the more Regular chusing & Electing Asessors & Collectors In the Respective Towns & Counties In this Province, that they had Agreed to severall Amendments which he was directed to Report to this Board, when they were Ready to Recieve the same.

Ordered that the said Report be made Imediately.—Then the sd Elisha Parker Esqr Reported the Amendments In his Place, which he Afterwards laid on the Table, And the sd Amendments being severally Read were Agreed to by this Board Ordered that the said Bill As Amended be Read the third time, which being Read was Agreed to & past by this Board.

* The Legislature should have met at Burlington at this time, but the small-pox prevailed there.—*Smith's Hist. N. J., 408; N. J. Archives, IV., 264.* Smith says they met at Crosswicks. The original MS. minutes of the Assembly agree with the Council Journal, that the place of meeting was at Chesterfield, near Burlington.

Ordered that Elisha Parker Esqr do carry the said Bill with the Amendments to the House of Representatives for their Concurrence.

At A Councill held At Chesterfield Janr: ye 16th 1716

Present
His Excellency Robert Hunter Esqr Governour &c:

Thomas Gordon
John Anderson
John Hamilton
Elisha Parker
John Reading
David Lyall
} Esq^{rs}

John Reading Esqr Reported from the Comittie to whom the Bill to Enable John Pittenger & Sycha Pittenger of Piscataqua In the County of Midlesex & Province of New-Jersey to sell & dispose of the Reall Estate of Richard Pittenger Late of Piscataqua Aforesd Deceased, for the payment of Debts was Referr'd, that they had Agreed to severall Amendments which he was directed to Report to this Board when they were ready to recieve the same.

Ordered that ye s^{d} Report be made Imediately.

Then the said John Reading Reported the Amendments In his place and laid them Afterwards on the Table.

And the said Amendments being severally read were Agreed to by this Board, ordered that the sd Bill As Amended be Read the third time, which being Read was Agreed to and past by this Board:

Ordered that John Reading Esqr do carry the said Bill with the Amendments to the House of Representatives for their concurrence.

At A Councill held at Chesterfield Januarie the 18th 1716

Present
His Excellency Robert Hunter Esqr Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Hamilton
Elisha Parker
John Reading
David Lyall
} Esqrs

A Bill to Naturalize Jacob Arents* & his three children (viz) Nicholas Arents, Mary Arents & Margaret Arents sent from the House of Representatives for the concurrance of this Board was Read the first time, and ordered A second Reading.

David Lyall Esqr Reported from the Comittie to whom the Bill for the better Laying out, Regulating & preserving Publick Roads & High way throout this Province was Referred, that they had Agreed to severall Amendments which he was directed to Report to this Board, when they were Ready to Recieve the same. Ordered that the said Report be made Immediately; Then ye sd David Lyall Esqr: Reported the Amendments In his Place, which he Afterwards laid on the Table, And the said Amendments being Severally Read, ordered that the sd Bill be Recomitted to any three or more of the Gentlemen of this Board.

The Bill to Naturalize Jacob Arents & his three children (viz) Nicholas Arents, Mary Arents & Margarett Arents was Read the second time & Comitted to any three or more of the Gentlemen of this Board.

*Dr. Jacob Arents, who appears to have lived at or near Belleville, judging by records of deeds in Essex county. He was born in 1673, in Germany. A sketch of him was published about 1874 in the "Newark Daily Advertiser," by the late Rev. William Hall. See Wickes's History of Medicine and Medical Men in New Jersey, 128.

At A Councill held At Chesterfield Januarie the 19th 1716

Present
His Excellency Robert Hunter Esqr: Governour &c

George Deacon
Thomas Gordon
John Anderson
John Hamilton
Elisha Parker
John Reading
David Lyall
} Esqrs

Elisha Parker Esqr Reported from the Comittie to whom the Bill to Naturalize Jacob Arents & his three children (viz) Nicholas Arents, Mary Arents & Margaret Arents was referred that they had considered the same, and had made no Amendments thereto and Afterwards laid the Bill on the Table, ordered that the said Bill be Read the third time, And the same being Read was past by the Board

Ordered that Elisha Parker Esqr do Acquaint the House of Representatives that this Board had past the said Bill without any Amendments.

At A Councill held At Chesterfield Januarie ye 22d 1716.

Present
His Excellency Robert Hunter Esqr Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Hamilton
Elisha Parker
John Reading
David Lyall
} Esqrs

A Message from the House of Representatives by Jeremiah Bass Esqr & Mr Joseph Bunnell Acquainting this Board that

the House had Past the three followeing Bills, and sent them up for the concurrence of this Board which were Read the first time and ordered A Second Reading, (viz)

A Bill for the Currency of Bills of Creditt for Eleven Thousand six Hundred & Seaventy five ounces of Plate In the Province of New Jersey—

A Bill to Enable some Persons In Each County of this Province to Inspect the Rolls of All the Assessments In the said County, which Lie In the hands of the Collectors, since the year one thousand seaven Hundred & Eight, and Also Examine the Accounts of All the Collectors, and see what Deficiencies of Persons Dead, Removed or Insolvant, Remaine unpaid, and Report the same to this House at ye next meeting of this Assembly.

A Bill for Explaining & Amending An Act of the General Assembly of this Province Entituled An Act for Enabling the owners of the meadows and Marshes adjoyning to & on both sides of the Creek that Surrounds the Island of Burlington to stop out the tide from over floweing them.

At A Councill held at Chesterfield Januarie the 22^{d} 1716

Present

His Excellency Robert Hunter Esqr Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Hamilton
John Reading
Elisha Parker
David Lyall
} Esq^{rs}

The three followeing Bills were Read the second time & Comitted to any three or more of the Gentlemen of this Board, (viz) The Bill for the Currency of Bills of Creditt for Eleven thousand & six Hundred & seaventy five ounces

of Plate In ye Province of New-Jersey The Bill to Enable some Persons In Each County of this Province to Inspect the Rolls of All the Asessments In the said County which are In the hands of the Collector, since the year 1708. And Also Examine the Accounts of All the Collectors, and see what Deficiencies of Persons Dead Removed or Insolvant, Remaine unpaid, and Report the same to this House at the next meeting of this Assembly.

The Bill for Explaining & Amending An Act of the Generall Assembly of this Province—Entituled An Act for Enabling the owners of the meadows & Marshes Adjoyning to and on both sides of the Creek that Surrounds the Island of Burlington to stop out the tide from overflowing the same.

At A Councill held at Chesterfield Januarie the 23^{d} 1716

Present

His Excellency Robert Hunter Esqr Governour &c:

Thomas Gordon
John Anderson
John Hamilton
Elisha Parker
David Lyall
} Esq^{rs}

The Bill to Stop the Currency of money at Nine shillings & two pence an ounce In the Province of New Jersey was Read the first time and ordered A Second Reading.

The two followeing Bills were Read the first time & ordered A Second Reading (viz)

A Bill to Repeale A former Act of Generall Assembly of this Province Entituled An Act for Ascertaining the Place of the sitting of the Representatives to meet In Generall Assembly, A Bill for Vesting the Lands Late of the Estate & Inheretance of of William Hall Esqr Late of Salem in the County of Salem In the Province of New-Jersey In Trustees to be sold & disposed of for the payment of his

Debts David Lyall Esqr Reported from The Comittie to whom the Bill for the Currency of Bills of Creditt for Eleven thousand six Hundred & Seaventy five ounces of Plate In the Province of New Jersey was Referred, that they had considered the said Bill, and that it was the opinion of the said Comittie, that the said Bill should pass without any Amendment.

Ordered that the said Bill be Read the third time, And ye same being Read was Past by this Board

Ordered that David Lyall Esqr do Acquaint the House of Representatives that this Board had Past the said Bill without any Amendments.

David Lyall Esqr Reported from the Comittie to whom the Bill for the better Laying out, Regulating & Repairing Publick Roads & Highways thro'out this Province was Recomitted that they had Agreed to severall Amendments which he was directed to Report to this Board when, they were Ready to Recieve the same, ordered that the said Report be made Imediately—Then the said David Lyall Esqr Reported the Amendments In his Place which he Afterwards laid on the Table, And the said Amendments being severally Read were Agreed to by this Board. ordered that the said Bill As Amended be Read the third time, which being Read was past by this Board.

Ordered that David Lyall Esqr do carry the said Bill with the Amendments to the House of Representatives for their concurrence.

Elisha Parker Esqr Reported from the Comittie to whom the Bill for Explaining & Amending An Act of the Generall Assembly of this Province Entituled An Act for Enabling the owners of the meadows & marshes adjoyning to & on both sides of the Creek that Surrounds the Island of Burlington to Stop the Tide from overflowing them was Referred, that they had Agreed to severall Amendments which he was directed to Report to this Board when they were Ready to Recieve the same

Ordered that the said Report be made Imediately

Then the said Elisha Parker Esqr Reported the Amendments In his Place, which he Afterwards laid on the table and the said Amendments being severally Read were Agreed to by this Board.

Ordered that the said Bill As Amended be Read the third time, which being Read was Past by this Board:

Ordered that the said Elisha Parker do carry the said Bill with the Amendments to the House of Representatives for their Concurrence. The Bill to stop the Currency of money at nine shillings & two pence an ounce In the Province of New-Jersey was Read the second time & ordered to be Engrost.

The Bill for Vesting the Lands Late the Estate and Inheretance of William Hall Esqr Late of Salem In the County of Salem In the Province of New-Jersey, was Read the second time & Comitted to any three or more of the Gentlemen of this Board

At A Councill held At Chesterfield January the 24th 1716.

Present

His Excellency Robert Hunter Esqr Governour &c:

Thomas Gordon
John Anderson
John Hamilton
John Reading
Elisha Parker
David Lyall
} Esq^{rs}

A Bill sent up from the House of Representatives (by Jeremiah Bass Esqr Mr Josias Ogden & Mr Dichason Shepperd*) for Support of the Government of His Majesties Province of New-Jersey In America for three years to which they desire the concurrence of this Board, which was Read the first time & ordered A Second Reading. The Bill to

* Dickinson Shephard, of Salem county.

Stop the Currency of money At nine shillings & two pence an ounce In the Province of New-Jersey As Engrossed was laid on the Table, ordered that the said Bill as Engrossed by [be] Read the third time—which being Read was Past by this Board.—Ordered that John Reading Esq[r] do carry the same to the House of Representatives for their Concurrence.

The Bill to Repeale A former Act of the Generall Assembly of this Province Entituled An Act for Ascertaining the Place of sitting of the Representatives to meet In Generall Assembly As Engrosst was Laid on the Table, ordered that the said Bill As Engrost be Read the third time, which being Read was Past by this Board—Ordered that John Anderson Esq[r] do carry the same to the House of Representatives for their concurrence. An ordinance for further Regulation of Fees & Ferriages was Read

Ordered that the said ordinance be Engrost.

At A Councill held At Chesterfield Januarie, the 24th 1716

Present

His Excellency Robert Hunter Esq[r] Governour &c:

Thomas Gordon
John Anderson
John Hamilton
John Reading
David Lyall
} Esq[rs]

The Bill for Support of His Majesties Government In the Province of New-Jersey for three years was Read the second time & Comitted to any three or more of the Gentlemen of this Board.

At A Councill held At Chesterfield January the 25th 1716.

Present
His Excellency Robert Hunter Esqr Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Hamilton
John Reading
Elisha Parker
David Lyall
} Esqrs

John Hamilton Esqr Reported from the Comittie to whom the Bill for Support of the Government of His Majesties Province of New-Jersey In America for three years was Referred, that they had considered the said Bill, and that it was the opinion of the said Comittie that the said Bill should Pass without any Amendment.

Ordered that John Hamilton Esqr Do Acquaint the House of Representatives that this Board had Past the said Bill without any Amendment. Thomas Gordon Esqr: Reported from the Comittie to whom the Bill for Vesting the Lands Late the Estate & Inheretance of William Hall Esqr: Late of Salem In the County of Salem In the Province of New Jersey In Trustees to be sold and disposed of for the payment of his Debts, was Referred, that they had Agreed to severall Amendments which he was directed to Report to this Board, when they were ready to Recieve them, Ordered that the said Report be made Imediately—Then the said Thomas Gordon Esqr: Reported the Amendments In his Place, which he afterwards laid on the Table And the said Amendments being severally Read were Agreed to by this Board, ordered that the said Bill As Amended be Read the third time which being Read was Past by this Board.

Ordered that David Lyall Esqr: Do carry the said Bill with the Amendments to the House of Representatives for their concurrence. A Message from the House of Representatives

by Jacob Daughtie Esqr: with the Bill for the better laying out, Regulating & preserving Publick Roads & High ways thro'-out this Province, Acquainting this Board, that the said House dissagreed to the Amendment made by this Board In follio: 1st Line 13th and that In follio: 4th Line, 23d 24th 25th and that Amendment In follio 5th Line 23d they Also dissagree to the Amendment of the County of Glocester, to Amend and Repaire the Little bridge near the North branch of Glocester River, And that the Rest of the Amendments made by this Board were Agreed to by the said House, This Board having taken the said Message Into consideration.

Resolved that this Board do Adhere to All the Amendments this Board has made upon the said Bill Except that Amendment for the County of Glocester to Amend & Repaire the Little Bridge near the North branch of Glocester River which this Board Reseds from. Ordered that David Lyall Esqr Do Acquaint the House of Representatives of the sd Resolve and do carry the said Bill with the Amendments to them for their concurrence.

Elisha Parker Esqr Reported from the Comittie to whom the Bill to Enable some Persons In Every County of this Province to Inspect the Rolls of All the Assessments In the said Counties, which lie In the hands of the Collectors since ye year 1708 And Also Examine the Accounts of the Collectors and see what Deficiences of Persons Dead, Removed or Insolvant Remaine unpaid, and Report the same to this House at the next meeting of this Assembly was Referred that they had Agreed to severall Amendments which he was directed to Report to this Board when they were ready to recieve the same Ordered that the said Report be made Imediately. Then the said Elisha Parker Esqr: Reported the Amendments In his Place which he Afterwards laid on the Table And the said Amendments being severally Read were Agreed to by this Board, ordered that the said Bill As Amended be Read the third time, which being Read was past by this Board. Ordered that Elisha Parker Esqr Do carry the said Bill with the Amendments to the House of

Representatives for their concurrence. An ordinance for further Regulation of fees & Ferriages As Established was Read, which being Read was Agreed & consented to by this Board A Message from the House of Representatives by John Harrison Esqr with the Bill to Repeale A former Act of Generall Assembly of this Province Intituled An Act for Ascertaining the Place of the Sitting of the Representatives to meet In Generall Assembly, Acquainting this Board that the said House had past the same without any Amendment

John Key Esqr from the House of Representatives desired that A Comittie of this Board might meet with A Comittie of the House of Representatives upon the Subject matter of the High way Bill.

Ordered that any three or more of the Gentlemen of this Board be A Comittie for the said purpose.

At A Councill held At Chesterfield Januarie the 25th 1716.

Present

His Excellency Robert Hunter Esqr Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Hamilton
John Reading
Elisha Parker
David Lyall
} Esq^{rs}

Ordered that Mr James Alexander Do go to the House of Representatives & Acquaint them that His Excellency the Governour requires them to Attend him Immediately In Councill.

And the Speaker with the House Attending, His Excellency Gave his Assent to the following Bills (viz) An Act to Repeale A former Act of Generall Assembly of this Province,

Entituled An Act for the Ascertaining The Place of the sitting of the Representatives to meet In Generall Assembly.

An Act for the Support of the Government of His Majesties Province of New-Jersey for three years An Act for the currency of Bills of Creditt for 11765 ounces of Plate In the Province of New Jersey An Act to Enforce the payment of 340: ounces, 2 penny wt: & 16: Grains of Plate Due from the Inhabitants of the Towneship of Chesterfield, Mansefield, Towne & Towneship of Burlington, Springfield, Northampton Wellingborow, Chester & Eversham, All In the County of Burlington, being their part of the £5000 „ — „ — Tax for the year 1714

An Act to Repeale part of An Act of Generall Assembly of this Province Entituled An Act for Preventing the Waste of Timber, Pine & Cedar trees & polls within this Province of New-Jersey, and to Lay A Duety upon All Pipe & Hogshead Staves Exported out of the same to any of the Neighbouring Provinces. An Act for Repealing A Law, Entituled An Act to lay A Duety upon Wheat Exported out of the Eastern Devision of this Province to any of Her Majesties Colonies on the Continent of America.

At A Councill held At Chesterfield Janr the 26th: 1716.

Present

His Excellency Robert Hunter Esq[r] Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Hamilton
John Reading
Elisha Parker
David Lyall
} Esq[rs]

David Lyall Esqr: Reported from the Comittie that was to meet the Comittie of the House of Representatives upon

the Subject matter of the High way Bill, that the said Comittie had Agreed to All the Amendments In dispute betwixt this Board & the House.

Only In Place of the Towneships chusing six out of which two was to be Appoynted by the Justices, they had Agreed the Towneships Should only chuse four, out of which the Justices were to Appoynt two, and so In proportion for the Counties of Midlesex & Sumersett.

Which Proceedings was Agreed to by this Board.

A Message from the House of Representatives by Isaac Sharp Esqr: with the High way Bill Acquainting this Board that the said House had Agreed to the Proceedings of the said Comittie.

Then the said Bill with the Amendments As Agreed upon by the Comittie was Read, which being Read was Agreed to & Past by this Board—

Ordered that the said Bill be Engrost As Amended, Isaac Sha[r]p Esq[r] Also Acquainted this Board that the said House had disagreed to All the Amendments made upon the Bill for calling the Asessors & Collectors to Account Except the Last Amendment which they did Agree to, which Message this Board having taken Into consideration they Resede from All the Amendments but the Last. ordered that the said Bill be Engrost with the Last Amendment. Isaac Sharp Esq[r] Also Acquainted this Board that the said House had Agreed to the Amendments made by this Board upon the Bill concerning the meadows & Marshes of Burlington.

A Bill for the better Enforcing An ordinance of His Excellency Robert Hunter Esq[r] Capt Generall and Governour In Chief of the Provinces of New Jersey, New-York &[c] Entituled An Ordinance for the further Establishing of fees & Ferriages sent up from the House of Representatives for the concurrence of this Board was Read the first time & ordered A Second Reading

The Last mentioned Bill was Read the second time and ordered A third Reading.

At A Councill held At Chesterfield January the 26th: 1716

Present

His Excellency Robert Hunter Esqr: Governour &c

George Deacon
Thomas Gordon
John Anderson
John Hamilton
John Reading
Elisha Parker
David Lyall
} Esq^rs

The Bill for the better Enforcing An ordinance &° was Read the third time & past by this Board.

The following Warrants were signed

1: To His Excellency the Governour for Eighteen Months Sallary.....£900 „ — „ —
2: To David Jameson Esqr: Cheiff Justice for the same Sallary.....£150 „ — „ —
3: To Thomas Farmar Esqr: second Judge for the same Sallary.....£ 30 „ — „ —
4: To Thomas Gordon Esqr: Treasurer for the same Sallary.....£ 60 „ — „ —
5: To Thomas Gordon Esqr: Attourney Generall for the same Sallary.....£ 22 „ 10 „ —
6: To Jeremiah Bass Clerk of the Councill for fourty four days Sallary.....£ 4 „ 2 „ 6
7: To James Smith Esqr Clerk of the Councill for 18 Months Sallary Less 44 day.....£ 48 „ 17 „ 6
8: To Mr John Hashall Doore Keeper to the Councill for 18 Months Sallary.....£ 15 „ — „ —

The followeing Warrants to the Gentlemen of the Councill for their Attendance during the sitting of Assembly since the 29th of March 1716 to this day

9: To Lewis Morris Esqr President.....£ 13 „ 10 „ —
10: To George Deacon Esqr;.....£ 17 „ — „ —
11: To Hugh Huddy Esqr;.....£ 4 „ 10 „ —
12: To Thomas Gordon Esqr;.....£ 31 „ 5 „ —
13: To John Anderson Esqr;.....£ 32 „ 5 „ —
14: To John Hamilton Esqr;.....£ 35 „ — „ —
15: To John Reading Esqr;.....£ 21 „ 5 „ —
16: To Elisha Parker Esqr;.....£ 25 „ — „ —
17: To Thomas Byerly Esq;.....£ 14 „ 5 „ —
18: To David Lyall Esqr;.....£ 35 „ — „ —

The followeing Warrants were Signed conforme[ably] to severall Resolves of the House of Representatives the first two followeing are for the charges those Persons were at In prosecuting Parker for counterfitting the Bills of Creditt

19: To Jeremiah Bass Esqr:.....£ 8 „ — „ —
20: To Jacob Daughtie Esqr: £3 „ 4 „ —
& to Lidiah Smith, Mary Smith, Richard Smith & Peter Bard £8 „ that is to Each of them 32 shillings..£ 11 „ 4 „ —
21: To William Bradford Printer to His Majestie for 18 Months Sallarie.....£ 37 „ 10 „ —
22: To William Bradford Clerk of the Assembly.....£ 61 „ — „ —
23: To John Browne Searjant At Arms.....£ 10 „ — „ —
24: To John Geddis doore Keeper of the Assembly.....£ 8 „ — „ —
25: To Jonathan Taylor Searjant At Arms..£ 8 „ 2 „ —
26: To William Bunten doore Keeper of the Assembly.....£ 8 „ 2 „ 6
27: To William Bradford for Printing the Bills of Creditt 75 ounces of Plate...

Ordered that M[r] James Alexander do go to the House of Representatives, and Acquaint them that His Excellency the

Governour Requires them to Attend him In Councill Imediately

And the Speaker with the House Attending His Excellency Gave His Assent to the following Bills (viz)

An Act for Vesting the Lands Late the Estate and Inheritance of William Hall Esqr: Late of Salem In the County of Salem In the Province of New-Jersey, In Trustees to be Sold & disposed of for the payment of his Debts.

An Act for the more Regular chusing & Electing Assessors & Collectors In the Respective Towns & Counties in this Province.

An Act to Naturalize Jacob Arents and his three children (viz) Nicholas Arents, Mary Arents and Margarett Arents.

An Act for the better Laying out, Regulating & preserving Publick Roads & Highways thro'out this Province.

An Act for Laying An Excise on All strong Liquors Retailed within this Colony of New Jersey.

An Act to prevent unseasonable burning the Woods.

An Act for Explaining & Amending An Act of the General Assembly of this Province Entituled An Act for Enabling the owners of the Meadows & Marshes Adjoyning to & on both sides of the Creek that Surrounds the Island of Burlington to stop out the Tide from overfloweing them.

An Act to Enable some Persons In Each County of this Province to Inspect the Rolls of All the Asessments In the said County, which Lie In the hands of the Collectors since the the year 1708, And Also Examine the Accounts of the Collectors, and see what Deficiencies of Persons Dead, Removed or Insolvent Remaine unpaid and Report the same to this House At the next meeting of this Assembly.

An Act for the better Enforcing An ordinance of His Excellency Robert Hunter Esqr: Capt Generall & Governour In Chieff of the Provinces of New-Jersey, New-York &°

Entituled An ordinance for the further Establishing of Fees and Ferriages.

An Act to Enable John Pittenger and Sycha Pittenger of Biscataqua In the County of Midlesex and Province of New-

Jersey to sell & dispose of the Reall Estate of Richard Pittenger Late of Biscataqua aforesd Deed for the payment of Debts.

An ordinance for Altering the time of sitting of the Court of Quarter Sessions and Pleas for the County of Salem was Read & Signed by His Excellency with the consent & Advice of this Board.

At a Council held At Chesterfield Januarie 26th 1716

Present

His Excellency Robert Hunter Esqr Governour &c:

George Deacon
Thomas Gordon
John Anderson
John Hamilton
John Reading
Elisha Parker
David Lyall
} Esqrs

His Excellency Acquainted this Board that he had Adjourned the House of Representatives to meet At Perth Amboy the second thursday In Aprill next.

At A Councill held for the Province of New-Jersey At Perth Amboy on Saturday the 26th day of May In the third year of His Majesties Reign Anno Dom: 1717.

Present

His Excellency Robert Hunter Esqr Governour &c

Lewis Morris
Thomas Gordon
John Anderson
John Hamilton
Thomas Byarly
David Lyall
} Esqrs

His Excellency Comunicated the under written Paper to this Board. (viz)*

To The Kings Most Excellent Majestie, The Humble Petition of severall Traders, Inhabitants, and Proprietors of New Jersey In America.

In behalfe of themselves & many others Sheweth.

That Robert Hunter Esqr: having been Appoynted by Her Late Majestie Capt: Generall & Governour In Chieff of the Provinces of New Jersey, New York and Territories Depending thereon In America And Vice Admirall of the same, And the Commissions for continuing the said Robert Hunter In the said Post being Lately Reneued by your Majestie, and the said Robert Hunter having During his said Government Acted very Illegally, unwarrantably & unjustly to the Great Damage & prejudice of your Petitioners and the rest of the Traders & Inhabitants In, and Proprietors of the said Province And your Petitioners being unable to Relieve themselves Against the Oppressions of the said Robert Hunter any other way than by Applying to your Majestie, your Petitioners have presumed to Lay before your Majestie In the followeing Particulars some of the many mismanagements of the said Robert Hunter.

He the said Coll: Hunter During the time of His Government delayed Justice, and took upon himselfe In an Illegall manner to dispence with the Laws of Great Brittaine, and of the Assembly of the Province of New-Jersey.

He turned out the Sheriff of Midlesex & Sumersett Counties in New Jersey before his time was Expired, without any cause Assigned, and contrary to His Instructions to the Great detriment of the Province

He turned out most of the Judges & Justices of the Peace throughout the said Province of New Jersey and put In severall new Judges & Justices some not Residing In the Province for which they were Appoynted and others not fitt for those Imployments He permitted Persons to sitt & Act In the

*This petition is also printed in N. J. Archives, IV., 306-10.

Councill & Assembly of the said Province of New-Jersey, without Qualifying themselves As His Commissions and Instructions do direct.

He Invaded the Property and Injured the Freehold of Your Majesties Subjects by carrying [causing] their Timber to be fell'd upon their Estates and carried away In A very Illegall manner, and by burning and destroying the Deeds of and Titles to their Land

He Past All the Laws Enacted by the Assembly of both Provinces In A Stile directly contrary to His Instructions Altho otherwise Advised by Her Late Majesties Councill.

He permitted Great sums of money to be disposed of contrary to His Instructions, he hath not caused books of Accounts to be Duely kept & Attested upon oath, nor transmitted such books to England As by his Instructions he is Enjoyned to do.

He hath passed severall Acts of Assembly In both Provinces directly Repugnant to the Laws of England which His Instructions directly forbid.

He hath Erected New Courts of Judicature Within the said Province, such as was not known there before, whereby the Inhabitants have been much Injured contrary to His Instructions, and the Laws of England.

He hath Illegally ordered Restitution of the Goods of severall Persons, which pursuant to an Act of Assembly of the Province of New-Jersey made before he was Governour was Regularly distrained.

He hath stoped prosecutions of His owne Head without advising with the Councill tho' those prosecutions were Expressly directed by the Councill (Nemine Contra Dicente) before His Arrivall Against Persons who on Examination Appeared guilty of Gross Crimes.

He hath Illegally taken upon him to Grant divers Pattents and Charges for constituting & making Townеships In the Province of New-Jersey, whereby diverse Persons have been divested of their property without being heard, Notwithstanding Caveats have been Entred Against the passing of

such Charters or Pattents, which Charters or Pattents never passed any Office In the said Province.

He hath In the Writt for Sumoning two Representatives to serve In Generall Assembly for the Towne of Burlington directed the Qualifications of the Electors to be Repugnant to what His Instructions Require.

He Sumoned two Assemblies In A Short time one After an other without permitting Either to meet.

He hath by frequent & short Prorogations of the Assembly oblidged Severall of the Representatives to travell many Hundred of Miles backward & forward from their owne habitation to the Place where the Assembly was directed to sitt without so much as Ever meeting them to their great trouble and Expence.

He hath not only dispenced with but Endeavoured Entirely to destroy An Act of Assembly of this Province that Recieved the Royall Sanction In Great Brittaine And was published by himselfe and Entered In the Councill books, Notwithstanding the Humble Representation & Request of the Generall Assembly of this Collony to the contrary.

He hath presumed In An Illegall manner to Grant Warrants for Apprehending & forcing severall of the Members of Assembly to come to Perth-Amboy and when there, by threats & Commands he oblidged them to continue In the said Towne severall days (tho the Assembly not sitting) to the Great Damage of their private Affaires, As well As the debarring them from serving God In any Place of Worship on the Lords day.

He hath fomented kept up and Encreassed the Devisions & Animosities among the Inhabitants of this Province by publishing & dispersing papers In Print which contain positions contrary to the Laws of Great Brittaine and the Right and Libertie of the Subject.

He hath Neglected Ever since His Accession to the Government to keepe the Militia of this Province under such order & discipline as is necessary for the defence of it Against the Attacks of the Barbarous & Treacherous Heathen Enemy

who Lye In considerable Numbers at No Great distance from us, by which Arbitrary proceedings of the said Robert Hunter your Petitioners are so very much grieved that without your Majesties Protection (which your Majesties Petitioners Humbly Implores) they and their families As well As your Majesties said province must be unevitably ruined.

Your Petitioners therefore Humbly Pray they may be heard to this charge, and that your Majestie would Please to Give directions that your Petitioners may have Recourse to such Petitions Instructions Papers &c: and such Persons whose Attendance is necessary may be oblidged to Appeare, that your Petitioners may be Enabled more fully to make out these particulars and that your Majestie would do In it, what to your Princely wisdom & Clemency shall seeme meet for the Releef of your Petitioners In their deplorable circumstances, and your Petitioners As In Duety bound shall Ever Pray.*

Jacob Howling,	Joseph Dennis,	Benjamen Kirbie
Richard Kirbie,	John Starkie,	Samuell Wright
William Spencer,	Daniell Leeds,	John Bowne
Johnathen Lovett	Thomas Fox	Nechos Gateau
William Cutter	Joseph Wright	John Hammell
George Willis,	John Marshall	Thomas Dounce
Thomas Shreeve,	William Fox	Thomas Wright
James Pion	Thomas Brangart	William Kirbie
Alexander Lockart	William Clery	Charles Millard
Abraham Browne	John Ineth	Robert Bullock
Richard Allison	John Laurence	Elisha Laurence
Nicholas Brown	William Evilman	Zebulon Clayton
Michaell Newbold	William Reimis	Richard Laurence
Ashur Clayton	Steven Harvie	Robert Laurence
Thomas Mackinzie	John Garritt	Joseph Laurence
William Dean	R: Ball	Daniell Robens
Jacob Clements	Benjamen Laurence	

On the Perusall whereof by the Members of this Board Present. They presented to His Excellencie their opinion of the same, In the followeing words (viz)

*Some of Governor Hunter's comments and answers to these charges are given in N. J. Archives, IV., 297-300, 305, 311-325.

To His Excellency Robert Hunter Esqr: Capt Generall and Governour In Cheiff of New-Jersey, New-York and Territories Depending thereon In America.

And Vice Admirall of the same &c:

The Above written Paper having been Communicated to this Board by your Excellency As certain Accusations made Against you Signed by fiftie Persons calling themselves Traders, Inhabitants and Proprietors of New-Jersey We begg leave to observe to your Excellency that the Persons signing the same are for the most part the Lowest and meanest of the People of this Province, who we beleeve have been Influenst by Mr Cox to whom we Chiefly ow those Disturbances that have unhappily distracted this Province, And having looked over those Articles of Complaint we find the most part of them false In fact and such of them as have any Colour of truth are we Humbly concieve what your Excellency might and ought to have done for preserving of the publick peace Signed by Lewis Morris, Thomas Gordon, John Anderson, John Hamilton, Thomas Byerly, David Lyall.*

At A Councill held for the Province of New-Jersey At Perth Amboy on Wedensday the 9th day of Aprill In the fourth year of His Majesties Reign Anno Dom̃ 1718.

Present

His Excellency Robert Hunter Esqr Governour &c:

Thomas Gordon
David Lyall
John Johnston Junr
John Parker
} Esqrs:

His Excellency by Vertue of His Majesties Instructions to him directed, Nominated four New Councellers two for

*Smith, the historian, says: "In the spring (of 1717) governor Hunter again met the Assembly at Perth Amboy; but at the desire of the members, their private affairs interfering, they were adjourned to the winter."—*Hist. N. J., 410.* The adjournment was until the following April (1718).

the Eastern & two for the Western Devision by reason of the Death & Absence of severall of the Gentlemen of the Councill, And Accordingly John Johnston Junr of the County of Monmouth Esqr and John Parker of the County of Midlesex Esqr tooke the oathes Appoynted to be taken In the Roome of the oathes of Alleadgiance & Supremacy, and tooke & Subscribed the Test and Abjuration Oath, and the oathes of their offices As Councellers, and then tooke their places at the Board.

A Message by his Excellency In writing to the Speaker of the House of Representatives (viz)

Mr Speaker, The Absence of the Gentlemen of the Councill obliges me to dispence with some Customary forms, and Least business should stand still, to Supply that want by this Message In the meantime I shall take care According to the Powers Granted me to have A Sufficient Number of that Board here present, before any thing that you may have under your consideration shall necessary[ly] Require their Asistance.

That which In my opinion Requires at this time your Attention and more Imediate care, Is the Support of His Majesties Government In and over this Province The Provision made for that Expiring In A few Months by Its short Limitation.

As to measures for Advancing, or Rather for Giving A being to Trade Amongst you, The Generalitie has Shewed such Aversion to Solid ones, and others such A fondness for Imaginary & Ruinous ones that without the Vertue & Resolution of Serving those whom you Represent Against their Inclination your Endeavours will be to little purpose, but If any thing of that Nature fall under your deliberation I cannot think of A better Guide, than A Just Inspection Into the State of Trade In other Provinces, where it is In A Good and flourishing condition, the means by which that became so can be no mysteries, where it is otherwise or has decayed you'l find the true cause of such decay conspicuous, and It is but A reasonable conclusion that what has destroyed Trade, or that

on which it Depends, Creditt In one Place, cannot be the most proper means Either to begin it or preserve it In an other.

I Am to Acquaint you that the General Assembly of New-York have Impowred & Enabled me to Appoint proper Persons for Runing the Devision Line bewixt this Province and that, In conjunction with such Surveyors and Comissaries As shall be Nominated for this, In order to prevent future disputes and disquiet, and to do Justice to the Proprietors on the borders of both, A Like Law for that Purpose is necessary here.

Former Assemblies or Sessions of this have Passed so many Laws for the Ease of the Subject, that there is not much left of that kind as farr as I can discern for you to do, but If any more can be thought of, If they are consistant with the Rights & Powers of the Government, and true Interest of the People, I promise you my Assent to them, All this I desire may be by you Comunicated to the House of Representatives.

Ro: Hunter

Amboy Aprile the, 9th: 1718.

At A Councill held at Perth Amboy for the Province of New-Jersey on Thursday the, 10th of Aprile 1718.

Present

His Excellency Robert Hunter Esq[r] Governour &c:

Thomas Gordon
John Anderson
David Lyall
John Johnston Jun[r]
John Parker
} Esqrs

A message from the House Representatives by M[r] William Laurence & Mr: John Rey [Kay] to Acquaint His Excellency, that they being mett desired to know of His Excellency when

he will please to Appoynt them to waite upon him, to which His Excellency Replied that he was Ready to Recieve them Imediately

And Mr Speaker with the House Attending, His Excellency Read His Speech to them as followeth (viz)

Gentlemen;

The Message which I sent In writing to the Speaker yesterday to be Comunicated to you makes it unecessary to detain you long by saying much now, I shall only put you In mind Againe that the funds for Support of the Government Expires In September next, And All Assemblies that have mett since my arrivall Amongst you have taken Due care of that, I cannot doubt of yours I know there are some (I hope None of your Number) who would If it were In their Power obstruct it, In order to throw the blame upon Innocent Men, which has been formerly very conspicous, or perhaps from A Reall Aversion to All Government, for As to My Administration In particular, I think I have taken care to Governe my selfe In such A manner, that Mallice It selfe Shall have No Handle to lay hold of, you Must give me leave to boast of this, His Majestie the most Indulgent Father of His People, having thought fitt to declare so by His order to the Secretary of State to Informe the Lords Commissioners of Trade that he was well pleased with my Administration In this Province, and that At A time when the unwearied disturbers of your Peace (mine they never Rufled) had laid before him or his Ministers Every thing which they thought might be construed the shadow of A Mal: Administration, The best Return I can make for such condescention, Is to have before my Eyes In All my Actions that Justice & goodness so peculiar to him As my Great Example & Guide In Governing that part of His people, which he has Intrusted to my care, If you think there is any Due from you, for It was made In Regard to your Peace, I shall not doubt but that you will make it In the most Dutyfull & thankfull manner

Ro: Hunter

At A Councill held for the Province of New Jersey At Perth-Amboy on Saturday the, 12th of Aprile: 1718

Present

His Excellency Robert Hunter Esqr Governour &c:

{ Thomas Gordon
John Anderson
David Lyall
John Johnston Junr
John Parker }

The followeing Warrants were signed (viz)

1: To His Excellency the Governour for one years Salary from March: ye, 23d 1716 to March ye, 23d 1716 [1717].....£600 „ — „ —
2: To David Jameson Esqr: for His Sallary As Cheif Justice of New-Jersey.....£100 „ — „ —
3: To the Clerk of the Councill for 1: years Sallary .....£ 35 „ — „ —
4: To the Attourney General for 1 years Sallary .....£ 15 „ — „ —
5: To the Treasurer for one years Sallary....£ 40 „ — „ —
6: To the Doore keeper of the Councill for one years Sallary.....£ 10 „ — „ —
7: To the Printer for 1 years Sallary.....£ 25 „ — „ —
8: To Obadiah Hyerton formerly Searjant At Arms.....£ 12 „ — „ —

A Message from the House of Representatives by Mr John Rey* & Mr William Laurence, desiring to know of His Excellency when the House should waite on him with An Address, to which His Excellency Replied, he was now Ready to Recieve them.

And Mr Speaker with the House of Representatives Attended Accordingly and presented the following Address to His Excellency, which they desired their Clerk to Read In the following words (viz)

*Doubtless John Kay is meant.

To His Excellency Brigadeere Hunter Capt: Generall & Governour In Chief of New-Jersey, New-York, And Territories Depending thereon In America & Vice Admirall of the same &c:

The Humble Address of the Generall Assembly of the Province of New Jersey.

May It Please your Excellency

We the Representatives of the Province of New-Jersey Return your Excellency hearty thanks for your favourable Speech, And that the House doe unanimously Agree, that It is Absolutely necessary that His Majesties Government In this Province be Supported, and the Rest of the things contained In your Excellencies Speech are matters of High concern to be taken Into consideration by the House, but the private Affaires of the Members not permitting them to sitt long at this time.

Humbly pray your Excellency will Please to Ajourn this House till the fall or winter season, At which time we doubt not but that we may have more Leisurable oppertunitie to consider these weightie Affaires contained In your Excellencies Speech to your satisfaction, and the Great satisfaction of the Country that Intrusts us, and make it much Easier to our selves As In Respect to our Affaires It is Highly Gratefull to us, that His Majestie has been pleased to order the Secretary of State to Informe the Lords Comissioners of Trade that He was well pleased with your Excellencies Administration In this Province, and doubts not but It will very much discourage the disturbers of the Quiet and Peace of the Government. Signed by order of the House.

JOHN KINSEY Speaker

Severall of the Members of the people called Quakers do heartily Agree with the matter & Substance In this Address, but make some Exception to the stile.

To which Address His Excellency Replied that notwithstanding some of the Members desired the Assembly might

be Ajourned to this time, yet he was willing they should now Ajourn themselves untill the 23d day of September next to sitt In this Towne At which time he said he would meete them.

BARCLAY Clk:

Att a Councill held at Perth Amboy in Newjersey the 13th day of january 1718.

Present

His Excellency Robt Hunter Esqr &c

Coll: Hamilton, Mr Lyell

Coll: Parker, Coll: Johnstoun

Upon a Message from His Excellency requiring the attendance of the house of Representatives the Speaker with the house attending his Excellency Spoke to them in these words

Gentlemen

Your own Desires and occasions occasion'd the adjournement of this Session to this time but the present Circumstances of the Government as well as of the Country made this meeting necessary notwithstanding the Rigour of the Season the Revenue is some time agoe Expired and when you take that under consideration I must Recommend Earnestly to you Some Augmentation of the Salarys of it's officers for in your former acts they were so scanty and so Retrench'd from what they had been that the officers were not Enabled to perform the necessary Duty's of their functions.

Your Money bills are out of Currency by the Limitations of the Acts which Gave it them jn the meantime there is a Considerable Sum in Such Bills Still in the hands of private persons to their Great Losse, It is Imputed to the arrears of Taxes not being paid that they are not Sunk it is incumbent on you to find out the True Cause & a proper Remedy

The General Assembly of New-York pass'd an Act some time agoe for running The Division Line betwixt this Pro-

vince and that upon the Supposition that an Act for the Same purpose Should be pass'd in the assembly of this province The justice due to the proprietors the Continual Disputes about Lands and Limits on or Near to that Division but more Especially the increase of a Number of Lawless men there who Elude the Law of both Provinces and pay obediences and taxes to Neither by pretending to be Situated in Each of them as it Suits best to Serve that Evil purpose of Disobedience to the Lawful Commands or Demands of the Officers of the Government these Considerations I Say make the passing Such a Law absolutely and immediately Necessary here

I am also to put you in mind of what I formerly Earnestly Recommended to you, that is that suitable provision be made for an Agent for this province at the Court of Great Britain, the Lords Commissioners of trade have in many of their Letters Complained of the want of one, this being the Only province in his Majestys Dominions which has none and by means of that want your business, stands still and is Delay'd there, all Such business which I thought Could not be Delay'd without Danger or Loss to the Publick Since my administration haveing been Negotiated by persons Employed by me to my very Great Expense which I hope you will also Consider.

As to projects of trade I have had no Reason to Change my opinion in that Matter Since we Last mett here and I Referr you to what I then Spoke to you as to that, and what I may not have touch'd at this time, and fully rely upon the kind and Just Assurance you then Gave me in your answer

I need not press Dispatch, your own privat affairs and a just regard to the publick charge Sufficiently do it and I hope my present unhappy State of health which Requires immediate Care[1] will weigh Something with you

Then Thomas Gorden Esq[r] took his place. Then were

[1] Governor Hunter wrote, June 6th, 1719: "I Live in Such Torture with a violent pain in my hipp or Budtuk as 'tis Call'd that it is with all Imaginable pain that I write this. I have no hope of Ease on this Side having try'd all remedys Christian and Pagan, Palenical Chymical and Whimsical to no purpose Aix La Chapelle is my present Comfort."—*N. J. Archives, IV.*, 387.

Read the Warrants for the Salarys of the Officers of this Government from the 23d day of March 1717 to the 23d day of September 1718 Viz.

N° 1...To his Excellency the Governour for three hundred pounds

N° 2...To David Jamison Esqr for his Salary as Chief Justice fifty pounds

N° 3...To James Smith Esqr Clerk of the Councill Seventeen pounds Ten shillings

N° 4...To Thomas Gordon Esqr Attorney Generall Seven pounds Ten Shillings

N° 5...To Thomas Gorden Esqr Treasurer and Recever General Twenty pounds

N° 6...To Mr John Haskoll Doorkeeper of the Councill five pounds

N° 7...To Mr William Bradford as printer for the province of Newjersey twelve pounds Ten Shillings

Which Being Read were Signed by His Excellency

Att a Councill held at Perth amboy on Wednesday the 25th of February 1718

Present

His Excellency Robert Hunter Esqr

Lewis Morris	David Lyall	Esq^{rs}
Thomas Gordon	John Wills	of his
John Anderson	Coll Johnstoun Junr	Majestys
John Hamilton		Councill

A Message from the house of representatives with the Bill Intitled an Act to Restrain Extravagant and Excessive Interest acquainting this Board that they had past the Same to which they Desired the Concurrence of this board.

Ordered that Said Bill be read the first time then the Said Bill was read the first time & ordered a Second Reading

A Message from the house of Representatives with the Bill Intitled an Act for Running & ascertaining the Division Line Betwixt this Province and the province of New York acquainting this Board that they had past the Same and Desiring the Concurrence of this Board therto

Ordered that Said Bill be read the first time

Then the Said Bill was read the first time & ordered a Second Reading

A Message from the house of Representative with the Bill jntitled an Act to Prevent Clandestine Marriages acquainting this Board that they had past the Same & Desireing the Concurrence of this Board therto

Ordered That Said Bill be Read the first time

Then Said Bill was read the first time & ordered a Second Reading

A Message from the house of Representatives with the Bill jntitled An act for makeing an Act of this province perpetual jntitled an Act that the Solemn affirmation and Declaration of people called Quakers Shall be accepted instead of an oath in the usual form and for Qualifying and Enabling the Said people to Serve as Jurors and to Execute any place of Trust or Profit within this province acquainting this Board that they had past the Same and Desireing the Concurrence of this board therto

Ordered that Said Bill be read the first time

Then Said Bill was read the first time & Ordered a Second Reading

A Message from the house of Representatives with the Bill Jntitled an Act for the Building, Rebuilding, Repairing or amending of bridges in the Respective towns and Precincts within this province acquainting this board that they had past the Same and Desireing the Concurrence of this board therto

Ordered that Said Bill be read the first time

Then Said Bill was read the first time and ordered a Second Reading

A Message from the house of Representatives with the Bill

jntitled an Act to Restrain Tavern keepers and Retailers of Strong Liquors from Crediting any person more than Ten Shillings acquainting this board that said house had past the Same and Desireing the Concurrence of this board therto

Ordered that Said Bill be read the first time

Then Said Bill was read the first Time & ordered a Second Reading

A Message from the house of representatives with the Bill Jntitled an Act for naturalizing Harman Richmans of the County of Monmouth in the province of Newjersey acquainting this Board that they had past the Same and Desireing the Concurrence of this Board therto

Ordered that Said Bill be read the first time

Then Said Bill was read the first time & ordered a Second Reading

A Message from the house of Representatives with the Bill Jntitled an act to Naturalize vincent Roberts a native of france acquainting this board that they had past the Same and Desireing the Concurrence of this board therto

Ordered that said Bill be read the first time

Then said Bill was read the first time and ordered a Second Reading

A Message from the house of Representatives by Coll. Isaack Sharp and Mr Jacob Doughty to Enquire how far this board has proceeded on the Bills that have passed their house and have been Sent up to this board for the Concurrence thereof

Att a Councill held for the province of newjersey at Perth amboy the 26th day of february 1718

Present

His Excellency Robert Hunter Esqr

Lewis Morris
John Anderson
John Hamilton

David Lyall
John Wills
John Johnstoun Junr

A Message from the house of Representatives dated —— by Mr Champion, Coll Bass, and Mr Bonnell with the Engrossed Bill Sent from this Board Entitled an act to Stop the Currency of money at nine Shillings and two pence the ounce acquainting this Board that their house does agree to Said bill with two Amendments to the Same to which they Desired the Concurrence of this board

Ordered that John Wells one of the members of this board do acquaint the house of Representatives that the Engrost bill Jntitled an Act to Stop the Currency of money at Nine Shillings and two pence the ounce in the province of new jersey was by Mr Champion Coll: Bass & Mr Bonnell returned to this board very much obliterated and defaced and several alterations and additions made in it and that this board desires to be informed whether it was done by Directions of their house and if so for what reason and further to acquaint them that this board Desires that they would order their Clerk to date the Message Sent by Mr Champion Coll Bass and Mr Bonnell that it may be Entered into the Journal of this board

Ordered that the Bill Jntitled an Act for Naturalizeing vincent Roberts a native of france Lye on the Table

The bill Intitled an Act to Restrain Extravagant and Excessive interest was read a Second time and Committed to the Gentlemen of this board or any five of them

The Bill Intitled an Act for running and ascertaining the Division line betwixt this province and the province of new york was read a Second time and Committed to the Gentlemen of this board or any five of them

The Bill Jntitled an Act to prevent Clandestine Marriages was read a Second time and Committed to the Gentlemen of this board or any five of them

The Bill Jntitled an Act for makeing an Act of this province perpetual Intitled an Act that the Solemn affirmation and Declaration of the people Called Quakers Shall be accepted instead of an oath in the usual form and for qualifying and Enableing the Said people to Serve as Jurors and

to Execute any place of Trust or profite within this province was read the Second time and Committed to the Gentlemen of this Board or any five of them

The Bill Intitled an Act for the Building, Rebuilding, repairing or amending of bridges in the respective Towns and precincts within this province was read the Second Time and Committed to the Gentlemen of this board or any five of them

The Bill Intitled an Act to Restrain Tavern keepers and Retailers of Strong Liquors from Crediting any person more than ten Shillings was read a Second time & Committed to the Gentlemen of this Board or any five of them

The Bill Intitled an Act for Naturalizeing Harman Richmans of the County of monmouth in the province of Newjersey was read a Second time and Committed to the Gentlemen of this board or any five of them

Att a Councill held at Perthamboy the 2^{d} day of March 1718

Present
His Excellency Robert Hunter Esqr &^{c}

Lewis Morris Esqr, Coll. Andersone, David Lyall Esqr, Coll. John Parker, John Wills Esqr

John Wills Chairman of the Committee To whom was Referred the Bill Jntitled an Act to Restraint Extravagant & Excessive Interest reported to this board that they had gone through the said Bill and agreed to the Same without Amendment.

Ordered that said Bill be read the Third time

Which being read was agreed to and past by this Board

Ordered that John Wills Esqr do acquaint the house of Representatives that this board has past Said Bill without amendment

A Bill Intitled an Act for Continueing an Act Entitled

an Act for Settling the Militia of this province was read the first time and ordered a Second Reading

The Bill Intitled an Act to Establish a Road Laid out from the River Passaick in the County of Bergin between the farms of jacob wallense van winckle and Johannes wallense van winckle through the Land of jacob van Ostrand to Passaic River[1] being Sent by the house of Representatives for the Concurrence of this Board

Ordered that the Same be read the first time

The Same Being read ordered a Second Reading

A Bill Intitled an Act to prevent the Multiplicity of law Suits being Sent by the house of Representatives for the Concurrence of this Board

Ordered that the Same be read the first time.

The same being [read] Ordered a Second reading

Att a Councill held at Perthamboy the 3^{d} day of March 1718–9

Present

His Excellency Robert Hunter Esqr &^{a}

Lewis Morris	Coll John Parker
Coll. Anderson	John Wills
David Lyall	Coll. Johnstoun Junr

A Message from the house of Representatives By Coll Sharpe and Coll. Bass That the Said house will in the afternoon Resolve into a Committee of the whole house to Examine and Sink the Bills of Credit that are in the Treasurers hands and Desireing the Concurrence and assistance of this board

Ordered that Collonell Andersone John Wills Esqr and [Colonel] Johnstoun Junr be a Committee of this board to meet and assist the Committee of the house of Representatives on the said affair to morrow morning at nine a Clock in the City Hall

[1] On the Bergen county side of the Passaic river, near the draw-bridge at Passaic. —*Bergen County Roads*, A., 7; *Nevill's Laws*, I., 91.

Ordered That Coll Parker and Coll. Johnstoun do acquaint the house of Representatives with Said Resolution of this board

The Bill Intitled an Act for vesting the Lands Late the Estate and Inheritance of Robert Burnet Esq[r] Late of the County of monmouth in the province of New-jersey in Trustees to be Sold and Dispossed of for the payment of his debts being past by the house of Representatives and Sent up for the Concurrence of this Board

Ordered That the Same be read The first Time The Same being read Ordered a Second Reading

The Bill Intitled an Act to Naturalize Ioost Sooge of the County of monmouth being past by this house of Representatives and Sent up for the Concurrence of this Board

Ordered That the same be read the first time The same being read the first time Ordered A Second Reading.

The Bill Intitled an Act for Continuing an Act Intitled an Act for Setleing the Militia of this province being read the Second Time

Ordered that the same be Committed to the Gentlemen of this board or any five of them

The Bill Jntitled an Act to Establish a Road laid out from the River Passaick in the County of Bergin Between the farms of jacob Wallinse van winckle and Johannes wallinse van winckle through the Lands of jacob van Ostrand to Passaick River was read the second Time,

Ordered that the Same be Committed to the Gentlemen of this board or any five of Them,

The Bill Jntitled an Act to prevent the Multiplicity of Law suits being read the Second Time

Ordered that the Same do Lye on the Table

Coll. Johnstoun Chairman of the Committee to whom was Referred the bill Intitled an Act to Restrain Tavern keepers and Retailers of Strong Liquors from Creditting any person more than ten Shillings acquainted this Board that the Committee had gone through the Same and made Several Amend-

ments to the Same which he was ready to report when this Board should please to Receive the Same

Ordered That said Report be made immediately

Then the Said Coll. Johnstoun Reported the Several amendments in his place which were agreed to by this board

Ordered that the Said bill be read the third time as amended Then the Said bill was read the third time and past

Ordered that Coll. Johnstoun do acquaint the house of Representatives that this board has past the Said Bill with Several amendments and that he Carry Said Bill with Several amendments to the Said house for their Concurrence

A Message from the house of Representatives By Coll Bass and Mr Champion and Captain Bonnell acquainting this board that the bill Intitled an Act to Stop the Currency of money at Nine Shillings and two pence an ounce being the Last Session of Assembly at Crosswicks referred to be Considered at the present Meeting of the Assembly was by the Clerk of the Said house Read and the house not Remembring that it was a Bill that came from the Councill Did amend Several things on the face of the Bill, Which perceiving afterwards that it had Begun with the Councill and Sent down to Said house Saw the Error when it was too late and do assure this board that it was purely a mistake and no Design of any thing that Might Give this board any offence.

At a Councill held at Perthamboy the 5th day of March 1718–9

Present

His Excellency Robt Hunter Esqr

Thomas Gordon Esqr	Coll. John Parker
Coll. Andersone	John Wills Esqr
David Lyall	Coll. Johnstoun jun^{r}

David Lyall Chairman of the Committee to whom was Referred the Bill Intitled an Act for Continueing an Act Intitled an Act for Setleing the Militia of this province

reported that Said Committee had Considered Said Bill and had agreed to the Same without any amendment

Ordered that Said Bill be read the third time Which being Read the third time was past

Ordered that David Lyall Esqr do Carry said Bill to the house of Representatives for their Concurrence.

Coll. John Parker Chairman of the Committee to whom was Referred the bill Intitled an act to prevent Clandestine Marriages acquainted this board that said Committee had gone thro' the Same and made one amendment thereto. Which they had ordered them to Report to this board when they were ready to Receive the Same.

Ordered that said Report be made immediately Then Coll. Parker reported the amendment in his place Which was approved of by this board Ordered that Said bill be read the third time as amended Then the said Bill was read the third time as amended and past

Ordered that Coll. John Parker do acquaint the house of Representatives that this board has past the Said Bill with one amendment and that he Carry Said bill with the amendment to the house of Representatives for their Concurrence

Coll. Andersone Chairman of the Committee to whom was referred the Bill Intituled an Act for Running and ascertaining the Division Line Betwixt this province and the province of New York acquainted this board that said Committee had gone through and Considered Said Bill and made several amendments thereto which they had ordered him to Report to this board when they Should please to Receive the Same

Ordered that Said Report be made immediately

Then Coll. Andersone Reported Said amendments in his place which were agreed to by This board

Ordered that said Bill be read the Third time as amended Then said Bill was read the third time as amended and past

Ordered that Coll. Andersone do acquaint the house of Representatives that this board has past the Said Bill with Several amendments and that he do Carry said bill with the

amendments to the house of Representatives for their Concurrence

Coll. Johnstoun Junr Chairman of the Committee to whom was Referred the Bill Intitled an Act to Establish a Road Laid out from the River Passaick in the County of Bergin between the farms of jacob wallense van winckle & Johannes wallinse van winckle through the Lands of jacob van Ostrand to Passaick River reported that said Committee had gone through and Considered the Said Bill and had made no amendment thereto

Ordered that Said Bill be read the third time Then said Bill was read the third time and past

Ordered that Coll. Johnstoun do acquaint the house of Representatives that this board has past the Said Bill without amendment

Coll. John Parker Chairman of the Committee to whom was Referred The Bill Intitled an act for the Building Rebuilding Repairing or amending of bridges in the Respective Towns and Precincts within this province acquainted this board that said Committee had gone through the Said Bill and made Several amendments thereto which they had ordered him to Report to this board when they Should please to Receive the Same

Ordered that Said Report be made immediately Then the said Coll. parker Reported the Several amendments in his place which were agreed to by this board

Ordered that said bill be read the third time as amended Then Said Bill was read the third time and past

Ordered That Coll. John Parker do acquaint the house of Representatives that this board has agreed to Several amendments to Said Bill and have past the Same as amended and that he do Carry Said Bill with the amendments to the house of Representatives for their Concurrence.

Upon a Message from the house of Representatives by John Kay with the Bill Intitled an act to Restrain Tavern keepers and Retailers of Strong Liquors from Creditting any

person more than ten Shillings with the amendments of this board thereto

Resolved that this board does adhere to the Said amendments

Ordered that Coll. Johnstoun do acquaint The house of Representatives with Said Resolution of this board

The Bill Intitled an act to naturalize Vincent Roberts a Native of france was read the Second Time and Committed to the Gentlemen of this board or any five of them

The Bill Intituled An Act to naturalize Iooss Looge of the County of montmouth was read the Second Time and Committed to the Gentlemen of this board or any five of them

The Bill Intituled an act for vesting the Lands Late the Estate and Inheritance of Robert Burnet Esqr Late of the County of monmouth in the province of Newjersey in trustees to be Sold and Disposed of for the payment of his Debts was Read the Second Time and Committed to the Gentlemen of this board or any five of them

The Bill Intitled an act for the Encouragement of foreign Trade in the province of Newjersey was read the first time, and Ordered Second Reading

The Bill Intitled an act for the Encouragement of the product and Manufacture of the province of newjersey was read the first time, Ordered a Second Reading.

Ordered that this day fourtnight the Transcript of the Record of the process and Judgment obtained by Edward Vaughan against joseph woodruffe plaintiff in Error be brought by the plaintiff in Error before this board or the writt of Error be dismist and four weeks after are Given to the hearing of the Said Cause And That the plaintiff in Error be served with this Rule

The Petition of Sundry the Inhabitants and Traders of the province of Newjersey Concerning that part of the Ordinance for the fee of Entering and Clearing of Vessells was Read and Referred to the Consideration of the Gentlemen of this board or any five of them

Coll. Andersone Chairman of the Committee appointed for meeting the Committee of the house of Representatives for Examining and Sinking the Bills of Credit that were in the Treasurers hands acquainted [the board] that they had meet the Committee of the house of Representatives and was ready to Report their proceeding when this board Should please to Receive the Same

Ordered that said Report be made Immediately

Then said Coll. Anderson Reported that yesterday at Nine o Clock in the morning they had met the Committee of the house of Representatives and that John Kay their chairman acquainted said Committee of this board that before they Received the Message of this board of the third Instant concerning the affair then met upon they had gone a Considerable Lenght in Examining the Old Bills upon Expectation of the Councills Comeing to them without any thought of offence to this board and what they had done was as follows the Treasurer delivered into them the Old Bills of Credit which he had Exchanged for new bills according to the Directions of the Act of Assembly which they found to amount to the sum of one thousand six hundred and nine pounds two Shillings and six pence and they also Examined the Receipts the Treasurer had Received from the Several persons to whom he paid the new bills in Exchange and found his Receipts Exactly Agree with Said Sum

Then the Treasurer Delivered into the said Committee of this board and Said Committee of the house of Representatives Joined All the Last Bills that he had in his hands which being Examined and accounted were found to amount to one thousand Eight hundred and twenty seven pounds fifteen shillings which with the old bills that the Committee of the house of Representatives had Examined were burnt in Sight of both said Committees.

Which proceedings of the Committee being heard were approved of by this board.

Att a Councill held at Perth amboy the 7th day of March 1718

Present

His Excellency Robt Hunter Esqr &c

Lewis Morris
Coll Andersone
Coll. Hamilton

David Lyall
Coll Parker
John Wills

A Message from the Assembly By Major Harrisone and Major Ogdon that the house of Representatives desired a Conferrence with a Committee of this board upon the Amendments made by this board to the Bill Intitled an act to Restrain tavern keepers and Retailers of Strong Liquors from Creditting any person more than ten Shillings.

Ordered that any three or more of this board be a Committee to meet the Committee of the house of Representatives to Confer upon the amendments made to the Said Bill at the house of john Stevens at four a Clock this afternoon and that the Clerk of the Committee do acquaint the house of Representatives of the Same

A Message from the house of Representatives By Mr John Kay and Coll. Bass acquainting this Board that the house of Representatives had agreed to the Amendments made by this board to the Bill Intitled an act for running and ascertaining the Division Line betwixt this province and the province of New York and had ordered the said bill with the amendments to be Engrossed

A Message from the house of Representatives by Mr John Kay and Coll. Bass with the Bill Intitled an Act for Building Rebuilding Repairing or Amending of Bridges &c with the amendments of this board thereto and acquainting this board that that house had agreed to the amendments made by this board to Said Bill and that that house had made some other amendments on Said amendments to which they Desire the Concurrence of this Board

Ordered that Said amendments of the house of Represen-

tatives be read Which being Read were agreed to by this board

Ordered that Coll. John Parker do acquaint the house of Representatives that this board has agreed to their Amendments made to the amendments of this board on the Said Bill and have Ordered the Said Bill with the Several amendments to be Engrossed

John Wills Chairman of the Committee to whom was Referred the Bill Intitled an Act for Naturalizeing Harman Richmans of the County of monmouth in the province of Newjersey acquainted this board that they had made Several Amendments to Said Bill which they had Ordered him to Report to this Board when they Should please to Receive the Same

Ordered that Said Report be made immediately Then said John Wills reported the several amendments in his place which were agreed to by this Board Ordered that Said Bill be read the third Time as amended Then said Bill was read third time and past

Ordered that John Wills Esqr do acquaint the house of Representatives That this Board has past said Bill with several amendments, and that he do Carry said Bill with the Amendments to the house of Representatives for their Concurrence

The Bill Intitled an act for the Encouragement of foreign trade in the province of Newjersey was read the Second Time and Committed to the Gentlemen of this board or any five of them

The Bill Intitled an Act for the Encouragem^{t} of the product and manufacture of the province of Newjersey was read the Second time and Committed to the Gentlemen of this board or any five of them

A Message from the house of Representatives with the Bill jntitled an Act for the preserveing of Oysters in the province of Newjersey acquainting this board that they had past Said Bill and Desireing the Concurrence of this Board thereto

Ordered that Said Bill be read the first time Then said Bill was read the first time & ordered a Second Reading

A Message from the house of Representatives by major Ogdon and Mr Thomas mason with the bill Jntitled an Act to prevent Clandestine Marryages with the amendments of this Board therto and acquainting this Board that said house had agreed to said Amendments and had made some other amendments on the amendment of this board, to which they Desired the Concurrence of this board

Ordered that said amendments of the house of Representatives be read The same being read were agreed to by this board and an amendment to the said amendments of the house of Representatives made by this board

Ordered that Coll. Parker do acquaint the house of representatives that this board has agreed to their amendments aforesaid with an other amendment to their amendments and that he do Carry Said Bill and amendments of this board to the house of Representatives for their Concurrence

The Bill Intitled an act for the preserving of Oysters in the province of Newjersey was read the Second time and Committed to the Gentlemen of this board or any five of them.

The Petition of William Montgomery Peter Burnet and Nathan: Allen Ex^rs^ of the Last will and Testament of Robert Burnet Deceased praying to be heard by their Councill on the Bill Intitled an Act for vesting the Lands Late the Estate of Robert burnet Esqr of the County of Monmouth in the province of New Jersey in trustees to be Sold and disposed of for the payment of Debts before the passing the same

Ordered that the Committee to whom the Said bill is referred take the said petition in to their consideration and that notice be Given hereof to the persons Concerned

Att a Councill held at Perthamboy the 11th day of March in ye year 1718: A: M:

Present

His Excellency Robert Hunter Esqr

Thomas Gordon Esqr, Coll. Andersone, Coll. Hamilton, David Lyall, Coll. John Parker

A Message from the house of Representatives by Mr William Lawrence and Major Harrisone acquainting this board that the said house did agree to the amendments made by this Board to the bill Intitled an act to Naturalize an Act to naturalize [*sic*] Harman Richmans of the County of Monmouth

Coll. Hamilton Chairman of the Committee appointed to meet the Committee of the house of Representatives to Confer upon the Amendments made to the Bill Intitled an Act to Restrain Tavern Keepers and Retailers of Strong Liquors from Crediting any person more than Ten Shillings Delivered in to this board the reasons of the house of Representatives for not agreeing to the Amendments to the said Bill

Ordered that the Same be read Which being read Ordered that any five or more of the Gentlemen of this Board be a Committee to Consider of the Same and Report their opinion thereon to this board

A Message from the house of Representatives with the Bill Intitled an Act to Enforce the due administration of the Estate of Captain John Bowne Deceased late of the County of Montmouth and province of newjersey acquainting this Board they had past the Same and Desireing the Concurrence of this board therto

Ordered that Said bill be read the first time Then the said Bill was read the first time and ordered a Second Reading

Then Coll. Hamilton one of the Gentlemen of this board Laid before this board a bill Intitled an act for running and ascertaining the Line of partition or Division Between the

Eastern and Western Divisions of the province of Newjersey and for preventing Disputes for the future Concerning the Same and for Securing to the General proprietors of the Soil of Each of the said Divisions and Persons Claiming under them their Several and Respective possessions Rights and just Claims

Ordered That the Said Bill be read the first time Then the Said Bill was read the first time and ordered a Second Reading.

Att a Councill held at Perthamboy the 11th March 1718 P. M:

Present
His Excellency Robt Hunter Esqr &c

Thomas Gordon Esqr
Coll. John Anderson
Coll. John Hamilton
David Lyall
Coll John Parker

The bill intitled an act to Enforce the due administration of the Estate of Captain John Bowne deceased late of the County of montmouth and province of Newjersey was read a Second Time and Committed to any five or more of the Gentlemen of this board

The Bill Intitled an Act for Running and ascertaining the line of partition or Division Betwen the Eastern and Western Division of the province of Newjersey and for preventing Disputes for the future Concerning the Same and for Securing to the Generall proprietors of the Soil of Each of the Said Divisions and persons CLaiming under them their Several and Respectives possessions rights and just Claims was read the Second time and Committed to the Gentlemen of this board or any five of them.

Att a Councill held at Perthamboy the 13th day of March 1718 : A : M :

Present

His Excellency Robt Hunter Esqr

Thomas Gordon Esqr, Coll. Anderson, Coll. Hamilton } David Lyall, Coll John Parker }

Coll. Hamilton Chairman of the Committee to whom was Referred the Consideration of the reasons of the house of Representatives for not agreeing to the amendments of this board to the Bill jntitled an act to Restrain Tavern keepers and Retailers of Strong Liquors from Creditting any person more than Ten Shillings Reported that they had Considered the Same and had drawn up reasons for this boards adhering to their amendments

Ordered that the Same be read Which being read were approved of by this board

Ordered that any three or more of this board be Committee to meet a Committee of the house of Representatives upon the amendments to the aforesaid Bill at the house of John Stevens at ten of the Clock this Morning

Ordered that the Clerk of the Councill do acquaint the house of Representatives That this board Desires that a Committee of that house may meet a Committee of this to Conferr upon the amendments to the aforesaid Bill At the house of john Stevens at Ten of the Clock this morning

Att a Councill held at Perthamboy the 13th day of march 1718 P. M.

Present

His Excellency Robt Hunter Esqr

Thomas Gordon, Coll. Anderson, Coll. Hamilton } David Lyall, Coll. Parker }

A Message from the house of Representatives By John Harrison acquainting this board that that house Desired this board to appoint a Committee of the Councill to Join a Committee of that house on a free Conferrence upon the Subject matter of the Bill Intitled an Act to Restrain tavern keepers and Retailers of Strong Liquors from Crediting any person more than Ten Shillings

Ordered that Thomas Gordon Esqr and Coll. Anderson, Coll. Hamilton David Lyall and Coll Parker or any three of them be a Committee of this board to join a Committee of the house of Representatives in a free Conferrence on the Subject matter of the Bill aforesaid at Six of the Clock this Evening at the house of john Stevens

Ordered that the Clerk of the Councill do acquaint the house of Representatives of the same

Coll Anderson Chairman of the Committee to whom was Referred the Bill Intitled an Act to Naturalize vincent Roberts a native of france acquainted this board that that Committee had gone through the same, and made an amendment therto which they had ordered him to Report, when this board would be pleased to Receive the same

Ordered that said Report be made Immediatly Then Coll. Anderson Reported the Amendments in his place which was agreed to by this board Ordered that said Bill be read the Third time as Amended Then the said Bill was read the third time and past

Ordered that Coll. Andersone do acquaint the house of Representatives that this board has past said Bill with one amendment and that he do Carry said Bill with the amendment to the house of Representatives for their Concurrence

David Lyall Esqr Chairman of the Committee to whom was referred the Bill jntitled an act for the preserving of oysters in the province of New jersey Reported that they had gone through Said Bill without amendment

Ordered that Said Bill be read the Third time Then Said Bill was Read the third time and past

Ordered that David Lyall Esqr do acquaint the house of

Representatives that this board has past Said bill without Amendment

Coll: John Parker Chairman of the Committee to whom was Referred the bill Intitled an act for the Encouragement of forreign Trade in the province of New-jersey acquainted this board that they had gone through Said Bill and made Several amendments thereto which he was Ready ready to Report to this board when they Should please to Receive the Same

Ordered that Said Report be made jmmediately

Then Said Coll Parker Reported the Several Amendments in his place which were agreed to by this board

Ordered that Said bill be Engrossed as Amended

Then was Read the petition of Obadiah Bowne praying a day might be assigned for being heard by his Councill upon several Things Said by his petition to be false in fact and jnjurious to him in the Bill Jntitled an Act to Enforce the due administration of the Estate of Captain John Boune Deceased

Ordered that he be heard by his Councill bfore the Committee to whom Said Bill is Referred on Tuesday next at two a Clock in the afternoon at the house of john Stevens and that the petitioner for Said Bill hereof have Notice

Att a Councill held at Perthamboy the 19th day of march 1718

Present

His Excelly Robt Hunter Esqr &a

Coll. Andersone	Coll. john parker
Coll Hamilton	John Wills Esqr
David Lyall Esqr	Coll Johnstoun

Coll Hamilton Chairman of the Committee of This board appointed to meet a Committee of the house of Representatives in afree Conferrence upon the Subject matter of the Bill jntitled an act to Restrain Tavern Keepers and Retailers of

Strong Liquors from Crediting any person more than Ten Shillings acquainted this board that in the free Conferrence they had made Several amendments to Said Bill which he was ready to make Report of to this board when they Should please to Receive the Same

Ordered that Said Report be made Immediately Then the Said Coll John Hamilton Reported the Several Amendments in his place which were agreed to by this board

Ordered That Coll. Hamilton do acquaint the house of Representatives that this board Does agree to the amendments aforesaid

A Message from the house of Representatives with the Bill Intitled an Act to Prevent mistakes and Irregularities by Assessors and Collectors acquainting this board they had past the Same and Desiring the Concurrence of this board therto

Ordered that Said Bill be Read the first time

Then the Said Bill was read the first time and ordered a second Reading

Coll Andersone one of the members of this Board craved Leave to bring in a Bill Jntitled an act to Jncourage the Manufacturing the produce of the province of Newjersey which being Granted and the Said Bill being brought in

Ordered that said Bill be read the first time Then said Bill was read The first time and ordered a Second Reading

A Message from the house of Representatives By Mr John kay and Mr William Lawrence with the Bill jntitled an Act to prevent Clandestine Marriages with the Severall amendments thereto and acquainting This board that Said house did not agree to the Last amendments made by this board to said Bill

Which Being fully Considered

Resolved That this board does recede from Said Last Amendment

Ordered that said Bill be Engrossed

Ordered that Coll. Parker do acquaint the house of Repre-

sentatives that this board has receded from their Last Amendment to the Said Bill and have Ordered it to be Engrossed

Coll. Anderson Chairman of the Committee To whom was Referred the Bill Jntitled an act for vesting the Lands late the Estate of Robert Burnet Esqr late of the County of Monmouth in the province of Newjersey in Trustees to be Sold and Disposed of for the payment of his Debts acquainted this board that they had gone through the Same and made several amendments therto which he was ordered to Report to this Board when they Should please to Receive the Same

Ordered that said Report be made jmmediately

Then said Coll. Anderson reported the Several Amendments in his place which were agreed to by this Board

Ordered That Coll. Anderson do acquaint The house of Representatives that this board has past the said Bill with Several amendments therto and that he do Carry said Bill with the amendments to the house of Representatives for their Concurrence

A Message from the house of Representatives by Coll. Bass acquainting this Board that that house had agreed to the Amendments made to the Bill Jntituled an Act to Restrain Tavern keepers and Retailers of Strong Liquors in the free Conferrence of the Committee of this Board and the Committee of that house on the Subject matter of Said Bill and that they had ordered the Said Bill to be Engrossed.

The Bill Jntitled an act to prevent mistakes and Irregularities by Assessors and Collectors was read a Second Time and Committed To the Gentlemen of this Board or any five of them

The Bill jntitled an act to Encourage the Manufacturing the produce of the province of Newjersey was read a second Time and Committed to the Gentlemen of this Board or any five of them

Att a Councill held at Perthamboy the 21st day of March 1718

Present His Excellency Robt Hunter Esqr &c

Thomas Gordon	Coll Parker
Coll. Andersone	John Wills
Coll. Hamilton	Coll Johnstoun
David Lyall	

A Message from the house of Representatives By Mr Jacob Doughty acquainting this board that that house Desires a Committee of the Councill may be appointed to Join a Committee of that house to State and Setle the accounts of the treasury

Ordered That Coll Anderson Coll. Hamilton David Lyall Esqr and Coll Parker or any three of them be a Committee of this Board to meet the Committee of the house of Representatives for the purpose aforesaid at the house of john Stevens at two a Clock in the Afternoon

Ordered That the Clerck of the Councill do acquaint the house of Representatives of the Same.

John Wills Chairman of the Committee to whom was Referred the Bill Intitled an Act to Enforce the due administration of the Estate of Capt John Boune deceased Late of the County of Montmouth and province of Newjersey acquainted this board that they had gone through said Bill and made Several amendments therto which he was ordered to Report to this Board when they Should please to Receive the same

Ordered That said Report be made Immediately Then said John Wills reported the Several amendments in his place which were agreed to by this board.

Ordered That John Wills Esqr Do Carry said Bill with the Amendments to the house of Representatives for their Concurrence acquainting Them that this board has past the same as Amended

Att a Councill held at Perth Amboy the twenty fourth day of March 1718

Present

His Excellency Robt Hunter Esqr &^{c}

Thomas Gordon Esqr	Coll. Parker
Coll. Anderson	John Wills
Coll. Hamilton	Coll Johnstoun
David Lyall	

David Lyall Chairman of the Committee to whom was Referred The Bill Intituled an Act for Running the Line of partition or Division Between the Eastern and Western Devisions of the province of newjersey and for preventing Disputes for the future concerning The Same and for Securing to the General proprietors of the Soil of Each of the said Divisions and for Securing to the generall proprietors of the Soil of Each of the said Devisions [*sic*] and persons Claiming under them their several and Respective possessions rights and Just Claims acquainted this board that they had gone through the said Bill and made severall Amendments therto which he was Ready to Report to this board when they should please to Receive The Same

Ordered That said Report be made Immediately Then the said David Lyall reported the Several amendments in this place which were agreed to by this Board Ordered that Said Bill be Read the third Time with the amendments Then the Said Bill was read the Third time with the amendments and past Ordered that Said Bill be Engrossed Ordered that David Lyall Esqr do acquaint the house of Representatives that this board has past the Said Bill and that he do Carry the Same to the house of Representatives for their Concurrence

Att a Councill held at Perthamboy March 25th 1719

Present
His Excellency Robt Hunter Esqr &c

Coll. Anderson, Coll. Hamilton, David Lyall
Coll: Parker, John Wills Esqr, Coll. Johnstoun

The house of Representatives haveing waited of his Excellency with the Bill Intitled an Act for the Support of the Government of his Majestys province of Newjersey for two years to Commence from the twenty third day of September Last past and to End the twenty third day of September one thousand Seven hundred and twenty acquainting his Excellency And This Board that they had past the Said Bill and Desired the Concurrence of this board Therto

Ordered That said Bill be read the first Time Then said Bill was Read the first time and ordered a Second Reading.

Then were Signed by His Excellency warrants to the Several Officers of this Government for their Salarys from the twenty third of September one Thousand Seven hundred and Eighteen to the twenty third of march 1718[1] which were numbered and for Such Sums as follows

N° 1: To his Excellency for three hundred pounds proclamation money
N° 2: To David Jamison Esqr Chief justice for fifty pounds
N° 3 To James Smith Esqr Clerk of the Councill for twelve pounds Ten Shillings
N° 4 To Thomas Gordon Esqr Attorney General for Seven pounds Ten Shillings
N° 5. To Thomas Gordon Esqr Treasurer for Twenty pounds
N° 6 To Mr John Haskall Door keeper of the Councill for five pounds
N° 7 To Mr William Bradford his Majestys Printer for this province for twelve pounds Ten Shillings
N° 8 To Mr John Barclay as his Salary for Expresses &c for Seven pounds Ten Shillings

[1] 1719, N. S.

Att a Councill held at Perth Amboy The 26th day of march 1719 A: M:

Present

His Excellency Robt Hunter Esqr &c

Coll. Anderson
Coll. Hamilton
David Lyall Esqr

Coll. Parker
John Wills Esqr
Coll. Johnstoun

The Bill Intitled an act for the support of the Government of his majesty's Province of newjersey for two years to Commence from the twenty third day of September Last past and to End the twenty third day of September one thousand seven hundred and twenty was Read a second Time and Committed To the Gentlemen of this board or any five of them

A Message from the house of Representatives by Captain Bonnell acquainting this Board that said house Desires that a Committee of this board May be appointed to join a Committee of that house to Sink the Bills of Creditt that are in the Treasurers hands and also acquainting this board That that house Desire to know what progress this Board has made on Such Bills as have been sent from That house to this Board

Ordered that Coll. Hamilton, David Lyall Esqr and Coll. Parker be a Committee of this board to meet the Committee of the house of Representatives to Sink the bills of Credit at five a Clock this afternoon in the assembly house and that said Committee of this board do acquaint said Committee of the house of Representatives what progress this Board has made on such Bill as have been sent up from said house To this board.

Ordered That the Clerk of the Councill do acquaint the house of Representatives of the Same

The Petition of philip Courtlandt and of Several other Credittors of Joost Sooy praying a Clause may be inserted in the bill Intitled an act to naturalize Joost Sooy to Desinable him to sell his Lands without Consent and for the use of his Creditors was read and Referred to the Consideration of the Committee to whom the said Bill is Referred

Att a Councill held at Perth Amboy The 26th day of march 1719 P: M:

Present

His Excellency Robt Hunter Esqr &c

Coll Anderson	Coll. John Parker
Coll. Hamilton	John Wells Esqr
David Lyall Esqr	Coll. Johnstoun

David Lyall Chairman of the Committee To whom was Referred the Bill Intitled an act for the Support of the Government of his Majestys province of newjersey for two years to Commence from the twenty third day of September Last past and to End the twenty third day of September one thousand seven hundred and twenty acquainted this Board that they had gone through the Said Bill and made no amendments thereto

Ordered that Said Bill be read the third time Then Said Bill was read the third time and past

Ordered that Coll Johnstoun do acquaint The house of Representatives that this board has past the said Bill without amendment

A Message from the house of Representatives acquainting this board that They had past the Bill Intitled an act to Stop the Currency of money at nine Shillings and two pence an ounce in the province of New jersey with Several amendments to which they Desired the Concurrence of This Board

Ordered that said amendments be read Which Being Read and Considered this board agrees to the first amendment and Disagrees to the Rest and add Several amendments to the Amendments aforesaid

Ordered that Coll. Anderson do acquaint the house of Representatives thereof and that he do Carry said Bill and Amendments with the Amendments of this Board to said amendments of the house of Representatives for their Concurrence

Coll. Anderson Chairman of the Committee to whom was Referred the Bill Intitled an act to Encourage the manufac-

turing the produce of the province of Newjersey acquainted this board that they had gone through the Same and made no amendments therto

Ordered that said Bill be read the third Time Then said Bill was read the third time Ordered that Said Bill be Engrossed

Att a Councill held at Perth amboy the 27th day of march 1719 A : M :

Present

His Excellency Robt Hunter Esqr &c

Coll Anderson
Coll. Hamilton
David Lyall Esqr

Coll. Parker
John Wills Esqr
Coll. Johnstoun Junr

A Message from the house of Representatives By Coll Bass and Major Ogdon with the Bill Intitled an act for Running and ascertaining the Line of partition or Devision between the Eastern and Western Devision of the province of New jersey &c acquainting this board that their house has agreed to said Bill with some amendments to the Same to which they Desire the Concurrence of this board

Which said Amendments being Severally read were agreed to by This board Ordered that said bill be Engrost with said Amendments

Ordered That David Lyall Esqr do acquaint the house of Representatives that this board has agreed To their amendments to Said Bill and have ordered the same with their Amendments to be Engrost

Att a Councill held at Perth Amboy the 27th day of march 1719 P. M.

Present

His Excellency Robt Hunter Esqr &c

Coll. Andersone
Coll. Hamilton
David Lyall Esqr

Coll Parker
John Wells Esqr
Coll. Johnstoun

Ordered That the Clerk of the Councill do acquaint the house of Representatives That his Excellency jn Councill requires their Attendance immediately

The Speaker with the house of Representatives Attending his Excellency assented to and Enacted the following Bills

An act for the Support of the Government of his Majesty's province of Newjersey for two years to Commence from the twenty third day of September last past and to End the twenty third day of September one thousand seven hundred and twenty

An Act for Running and ascertaining the Devision Line betwixt this province and the province of New york.

An Act for the Building Rebuilding Repairing or Amending of bridges in the Respective Towns and precincts within this province

An Act to prevent Clandestine Marriages

An Act To Restrain Tavern keepers and Retailers of Strong Liquors from Creditting any person More Than Ten Shillings

An Act to Enforce the Due administration of the Estate of Captain John Boune deceased Late of the County of monmouth and province of Newjersey

Att a Councill held at Perthamboy The 28th Day of March 1719

Present

His Excellency Robt Hunter Esqr

Thomas Gordon, John Anderson, Coll Hamilton, David Lyall

Coll Parker, John Wills, Coll johnstoun

Ordered By His Excellency with The advice and Consent of this board that John Johnstoun, and George Willox for the Eastern Devision and Joseph kirkbridge[1] and John

[1] Kirkbride.

Reading for the Western Devision and James Alexander Sureyor General of both Devisions in pursuance of An Act passed this present Session of Assembly Intitled an Act for Runing and ascertaining the Devision Line betwixt this province and the province of Newyork be Commissioners for the province of newjersey to join with Such Commissioners and Surveyors as shall be appointed on the part and behalf of the province of Newyork

Ordered That the Secretary of the province do forthwith make out a Commission under the great seal of this province accordingly[1]

Upon the Motion of M[r] Gordon in the writt of Error woodruff vers vaughan Ordered that the plaintiff in Error do file the Errors in a fourthnight or the Writt of Error be Dismissed

Coll: Hamilton Chairman of the Committee appointed to meet the Committee of the house of Representatives for Burning the bills reported that the Committee of the house of Representatives acquainted them that they had received from D[r] John Roberts treasurer of the Western Devision

the Sum of..... £71 „ 4 „ 0 „ in new bills
and the Sum of..... £90 „ 7 „ 6 „ in Old

bills in all amounting to.....£161 „ 11 „ 6 „

And further Reported that said Committee the 26th day of this Instant Required from thomas Gordon Esq[r] the Recever Generall The Sum of.....£763 „ 17 „ 6 „ in New Bills
and the Sum of.....£007 „ 7 „ 6 „ in old bills

Bills in all amounting to £771 „ 5 „ 0 „

All which Bills in presence of both Committees were burnt

Which proceedings of the Committee were approved of by this board

[1] The commission of the New York commissioners is printed in N. J. Archives, IV., 382, in which volume many other papers may be found relating to the same subject.

Application having been made to this board for their opinion in Relation to the fees Established by an ordinance of his Excellency in Councill for the Establishing of fees &c in Relation To the fees appointed for the Attorney Generall in Matters Criminall whether the fee of fifteen Shillings was to Exclude the Attorney [General] from Takeing the other fees for makeing out process Makeing up the Rolls and Drawing up the Judgements &c in Cases Criminal or whether he ought not to be allowed to take his fees in these cases as any other practitioner of the Law is allowed in the like Cases

Which being Duely Considered of by his Excellency and this board it is their opinion that it does no ways Exclude the attorney General from his fees in these cases as any other practitioner of the Law is allowed in the Like cases

At the Desire of the Late Treasurer and Receiver General Ordered that Coll: Andersone David Lyall Esq[r] and Coll Parker be auditors appoint[ed] to Inspect his accounts who are hereby Directed Diligently to audite them and to Report how they find them to this board

Ordered that the Clerk of the Councill do acquaint the house of Representatives that his Excellency in Councill Requires their attendance immediately

The Speaker with the said house attending his Excellency assented to and Enacted the following bills viz

N[r] 1...An Act for Running and ascertaining The Line of partition or Devision between the Eastern and Western Devisions of the province of Newjersey and for preventing Disputes for the future Concerning the Same and for Securing to the General proprietors of the Soil of Each of the said Devisions and persons Claiming under them their Several and Respective possessions rights and Just Claims

N[r] 2...An Act for the preserving of Oysters in the province of Newjersey

3...An Act to prevent mistakes and Irregularities by Assessors and Collectors

4...An Act to Establish a Road Laid out from Pasaick River in the County of Bergin between the farms of jacob Wallense van winkle and Johannes Wallense van winkle through the Land of jacob van Ostrand to Passaick River

5...An Act to Restrain Excessive and Extravagent Interest

6...An Act for Naturalizeing Harman Richmans of the County of Monmouth in the province of Newjersey

7...An Act To Naturalize Vincent Roberts A native of france

8...An Act for Vesting the Lands Late the Estate and Inheritance of Robert Burnet Esqr Late of the County of monmouth in the provinces of Newjersey in Trustees to be Sold and Disposed of for the payment of his Debts

Then was Signed by His Excellency by and with the advice and Consent of this board an ordinance for Establishing the place of keeping or holding the Courts of Judicature for the County of Hunterdon and the Time for holding or keeping the Courts of Quarter Sessions for the City of perth Amboy in the province of nova Cesara or newjersey

Which Several Acts and Said ordinance being published his Excellency adjourned the House of Representatives to tuesday the fifteenth day of September next then to meet in Generall Assembly at the town of Burlington in the Western Devision of this Province

Then were signed by His Excellency the Several Warrants following in pursuance of an Act passed this present Session intitled an Act for Support of the Government &^{a} and the votes of the house of Representatives

N° 1 To Lewis Morris Esqr for the Sum of four pounds proclamation money being Due to him as one of the Gentlemen of this Board for his attendance sixteen days at the General Assembly of this province During this Session at the City of perth amboy at five Shillings per Diem

N° 2 To Thomas Gordon Esqr the Sum of Twenty five pounds for his attendance as aforesaid for one hundred days

N° 3 To John Anderson Esqr the sum of Eighteen pounds five Shillings for his attendance as aforesaid for seventy three days

N° 4 To John Hamilton Esqr the sum of twenty one pounds fifteen Shillings for his attendance as aforesaid for Eighty five days

N° 5 To David Lyall Esqr for the sum of twenty five Pounds for his attendance as aforesaid for one hundred days

N° 6 To John johnstoun Junr Esqr the sum of twenty three pounds five Shillings for his attendance as aforesaid for ninety three days

N° 7 To John Parker Esqr the sum of twenty five pounds for his attendance as aforesaid for one hundred days

N° 8 To John Wells Esqr the sum of Sixteen pounds five Shillings for his attendance as aforesaid for sixty five days

N° 9 To John Barclay Esqr the sum of forty two pounds proclamation money being due to him as Clerk of the General Assembly of Said province of Newjersey for attending one hundred and Six days att the Sessions of said General assembly at the City of perth amboy at Eight Shillings per Diem as also for the Sum of Six pounds money aforesaid Allowed for pens Ink and paper by the Said General Assembly being in all fourty eight pounds Six Shillings

Examined By

JA: ALEXANDER D: Cl: Con:

At A Councill held for the Province of New-Jersey, At the City of Perth-Amboy on the Eight day of August In the sixth year of His Majesties Reign Anno Dom̃: 1719.

Present { The Honoa[bl] Lewis Morris Esq[r] — President
Thomas Gordon
John Anderson
David Lyall
John Parker
John Wills
John Johnston Jun[r] — Esqrs: of His Majesties Councill

His Honour the President Acquainted this Board of His Excellencies Removall out of this Province,[1] and that he had delivered to him the publick Seales, His pattent and other publick papers Relating to the publick Affaires of the Government.

Then His Honour the President tooke the Oaths Appointed to be taken, In the Roome of the Oath of Alleagiance & Supremacy, The Test and Abjuration Oath, and the Oath Appointed to be taken by the Governours of the Plantations Relating to Trade, As Also An Oath to Execute the Office of President of the Councill of this Province of New Jersey According to the best of his Skill and knowledge.

Ordered that the Treasurer of the Western Devision of this Province of New Jersey together with the Assessors of the severall Townships and Precincts of Burlington and Hunterdone Counties be directed to Attend the Councill At this City of Perth Amboy on Wedensday the nineteenth of this Instant month of August To shew cause why they have neglected to performe the Duties & services required of them In and by An Act of the Generall Assembly of this Province *Entituled An Act for the Support of the Government of His Majesties Province of New-Jersey for two years to Commence*

[1] Governor Hunter sailed for England about July 17, 1719, never to return. *See post*, under date of October 12, 1719; *N. J. Archives, IV.*, 387, 393, 403, 439; *N. Y. Col. Docs., V.*, 578.

from the 23d of September Last, and to End the 23d of September 1720.[1]

John Anderson Esqr from the Committee Appoynted to Inspect & Audit the Late Receiver Generall & Treasurer of this province of New-Jersey, Thomas Gordons Esqr Accounts, Reported what the said Committie had done therein,

Ordered that the Report of said Committie be Referr'd to the consideration of the Councill at their next meeting.

His Honour the President Askt the opinion of this Board, whether the Generall Assembly of this Province should be Adjourned and to what time.

Whose opinion was that the Generall Assembly be Ajourned, untill tuesday the Eight day of December next to sitt At Burlington, and that A Proclamation be Issued Accordingly—for that Purpose.

At A Councill held for the Province of New Jersey At the City of Perth-Amboy on the twentieth day of August In the sixth year of His Majesties Reign, Anno Dom̃: 1719

Present { The Honoubl Lewis Morris Esqr — President
Thomas Gordon, John Anderson, John Hamilton, David Lyall, John Parker — Esqrs of His Majesties Councill }

Upon A Debate on A Clause *In An Act for the Support of the Government of this Province &c:* Relating to the Treasurers of the Eastern and Western Devision of New Jerseys Giving Security for the Performance of their Offices.

Its the opinion of this Board that Each of said Treasure[r]s give bond with Sufficient sureties In the sum of two thousand pounds for the Due performance of their Offices.

Its the opinion of this Board that Thomas Hall of Sumer-

[1] A proclamation of Lewis Morris, President of the Council, on this subject, is printed in N. J. Archives, IV., 400-3.

sett tendered by the Treasurer of the Western Devision for one of his Sureties is A Person Sufficient.

The Assessors of the Counties of Burlington and Hunterdone Attended this Board According to Order, and gave their Reasons why they did not Asess the Arrearages of Taxes According to the Act In that case made & Provided which reasons this Board did not think sufficient.

Ordered that said Assessors be call'd In and directed to meet at some convenient Place In the County Burlington on or before the fifteenth day of September next, and Asess the Inhabitants of said Counties of Burlington & Hunterdone, the several sums mentioned In An Act of the Generall Assembly of this [province] Entituled *An Act for Support of the Government of His Majesties province of New Jersey for two years, to Commence from the twenty third day of September Last Past, and to End the 23^d^ day of September 1720* said to be Due from the said Inhabitants for the Arrearages of the Taxes therein mentioned, and that the Attourney Generall be directed to prosecute According to Law the said Asessors or any of them that shall Refuse or Neglect to performe the Dueties and services required of them.

And whereas it is supposed that severall sums of money formerly paid for the said Taxes are In the hands of persons formerly Impowred to recieve the same, which have been conceal'd, by the said Persons It is ordered that the Treasurer of the Western Devision make the most dilig[e]nt & strict Inquirie to find out such concealaments, and recover the same, that they may be disposed According to the directions of the said Act, and His Honour the President of this Board is desired to Isow a Proclamation Requireing All Persons to make what discoveries they can of any such concealments.

Upon Reading A Petition to this Board from one Marie Nichols.

Ordered that John Reid & Laurence Vanhook Esq^rs^ two of His Majesties Justice[s] of Peace of Monmouth County be served with A Copy of said Petition, And that Mr Vanhook make Enquirie of the Constable (who had his warrant

mentioned In said Petition) and certify what he knows of that matter to His Honour the President of this Board, to be laid by him before this Board At their next meeting.

At A Councill held ye, 21st August 1719

Present { the Honoubl Lewis Morris Esqr — President
Thomas Gordon, John Anderson, John Hamilton, David Lyall, John Parker — Esqrs: of His Majesties Councill.

This Board haveing considered the Report of the Committee Appoynted to Inspect and Audit the Accpts of Thomas Gordon Esqr Late Treasurer and Reciever Generall of this Province of New-Jersey, do Approve of the same, and order it to be Incerted In the Councill books and the same is As followeth,[1] viz:

(viz) Cash in His Majesties Province of New-Jersey from the 23d of June 1710. to the, 26th of March 1719. Dr

To Bergen County Tax for 2 years (viz) 1711: & 1712.....	£153 „ 5 „ 4
To Essex County.....	319 „ 6 „ 5
To Midlesex County....	181 „ 13 „ 9
To Monmouth County..	362 „ 9 „ 3
To Somerset County....	50 „ — „ —
To Burlington County..	382 „ 19 „ —
To Glocester County....	167 „ 19 „ 10
To Salem County.....	216 „ 13 „ 3
To Cape May County...	49 „ 11 „ 5
	£1847 „ 18 „ 3

[1] These accounts are printed in N. J. Archives, IV., 368-72, from the original among the MSS. of the late W. A. Whitehead, but the discrepancies between the accounts as there printed and as herewith given, are sufficiently great to justify the printing of this copy. The footings are not to be trusted in either case.

1713	To the Remainder of the £5000 Tax which was Reas'd for the Expedition Against Canada		£ 999 „ 13 „ 3
	To Bergen County Tax for the years 1714: & 1715	£134 „ 14 „ 4	
	To Essex County	370 „ 5 „ 4	
	To Midlesex & Sumerset Counties	262 „ 15 „ 6	
	To Monmouth County	413 „ 2 „ —	
	To Hunterdon County	175 15	
	To Burlington County	260 „ 8 „ 6	
	To Glocester County	134 „ 8 „ 2	
	To Salem County	330 „ 13 „ 4	
	To Cape May County	34 „ 7 „ 10	
			£2136 „ 9 „ 8
	To Bergen County for the years 1716: 1717: & 1718:	£286 „ 11 „ 6	
	To Essex County	481 „ 5 „ —	
	To Midlesex County	325 „ 3 „ 7	
	To Sumersett County	109 „ 14 „ —	
	To Monmouth County	559 „ 15 „ 6	
			£1762 „ 9 „ 6
	To Burlington & Hunterdone Counties	£579 „ 9 „ 7	
	To Glocester County	155 „ 15 „ 9	
	To Salem County	504 „ 16 „ 8	
	To Cape May County	105 „ 5 „ 4	
			£1345 „ 7 „ 4
	To Bills of Creditt made In the year 1717		4002 „ 17 „ 2
	To Excise paid for the year 1717		300 „ — „ —
	To Samuell Troter for A fine for Pipe Staves		10 „ — „ —
			£12404 „ 15 „ 2

Contra.....	Cr	
By His Excellency Robert Hunter Esq[r] Governour paid His Sallary for the years 1711: & 1712 By Warrant	£1200 „ — „ —	
By Cheeff Justice Mumpesson and Jamisons Sallary.....	200 „ — „ —	
By George Clerk Auditor Generall Sallary.....	80 „ — „ —	
By Alexander Griffith Attourney Generals Sallary...	40 „ — „ —	
By Jeremiah Bass Secretaries Sallere.....	70 „ — „ —	
By Thomas Gordon Treasurers Salarie.....	80 „ — „ —	
By John Pinhorn & William Bradford Clerks to the Assembly.....	90 „ — „ —	
By William Bradford Printer	60 „ — „ —	
By Alexander Harper doorekeeper to the Assembly.....	20 „ — „ —	
By John Wills Searjant At Same.....	24 „ — „ —	
By James Shaterwaite doorekeeper to the Assembly. ...	24 „ — „ —	
		£1888 „ — „ —
By His Excellencie Governour Hunter for 15: Months Sallary from the 23[d] of June 1712: to the 23[d] September 1713 Out of Canada Expedition money.....	£750 „ — „ —	
By Chieff Justice Jamison for y[e] same.....	125 „ — „ —	
By Coll. Farmar 2[d] Judge for y[e] same.....	50 „ — „ —	

By Alexander Griffith Attourney Genll	18 „ 15 „ —	
By Jeremiah Bass Clerk of ye Councill	43 „ 15 „ —	
By Thomas Gordon Reciever Genll	10 „ 3 „ 3	
By doctor Roberts by order of the Assembly.....	2 „ — „ —	
		£999 „ 13 „ 3
By His Excellency Governour for 2 years Sallary (viz) 1714: & 1715.....	£1200 „ — „ —	
By Chieff Justice Jamison the same	200 „ — „ —	
By Coll: Farmar, 2^d^ Judge...	60 „ — „ —	
By Mr Griffith & Mr Gordon Attornie Generalls.....	30 „ — „ —	
By Mr Bass Clerk of the Councill.....	70 „ — „ —	
By Thomas Gordon Receiver Genll:.....	90 „ — „ —	
By Will: Bradford Printer...	41 „ 15 „ —	
By John Barclay Clerk to ye Assembly	51 „ 12 „ —	
By John Wills Searjant At Arms	10 „ — „ —	
By John Haskall doorekeeper to ye Councill.....	12 „ 10 „ —	
By Obadiah Hyerton Searjant At Arms.....	12 „ — „ —	
		£1791 „ 9 „ 6
By the Gentlemen of the Councill. (viz)		
Lewis Morris.....	£28 „ 16 „ —	
George Deacon.....	27 „ 6 „ —	
Hugh Huddy.....	31 „ 10 „ —	
Thomas Gordon.....	28 „ 4 „ —	
John Anderson.....	16 „ 16 „ —	

John Hamilton.....	30 „ — „ —	
Thomas Byerlyerly [Byerly].	31 „ 4 „ —	
John Reading.....	30 „ 12 „ —	
Elisha Parker.....	15 „ 18 „ —	
A Generall Warrant for.....	6 „ — „ —	
		£246 „ 6 „ —
By Signing & Sinking Bills of Creditt & Managing the Canada Expedition		
By Coll: Farmar paid him...	£27 „ — „ —	
By Coll: Parker paid him....	27 „ — „ —	
By Mr Hude paid him.....	27 „ — „ —	
By Thomas Pike paid him...	12 „ — „ —	
		£93 " — " —
By His Excellency Governour Hunter for 3 years Sallary from the 23^{d} Sep^{br} 1715. to ye 23^{d} September 1718.....	£1800 „ — „ —	
By Cheiff Justice Jamison for s^{d} time.....	300 „ — „ —	
By Coll: Farmar. 2^{d} Judge...	30 „ — „ —	
By Thomas Gordon Reciver Generall & Attourney Generall	165 „ — „ —	
By James Smith Clerk to the Councill	105 „ — „ —	
By John Haskall doore keeper to the Councill.....	30 „ — „ —	
By William Bradford Clerk to the Assembly.....	61 „ — „ —	
By Will: Bradford: Printer..	75 „ — „ —	
By him for printing Bill of Creditt.....	25 „ 14 „ 3	
By John Browne & Jonathan Taylor Searjants At Arms..	18 „ 12 „ —	
By William Bunten & John Geddis doore keepers to the Assembly	17 „ 9 „ 6	

By Jeremiah Bass & others paid them by Warrant.....	19 „ 4 „ —	
By My Lady Lovelace by order of the House.....	71 „ 1 „ 7	
By paid David Lyall, John Harrison, John Kinzie & John Kay, for signing Bills of Creditt for £1670„—„— £8 „ — „ — Each.....	32 „ — „ —	
By the Gentlemen of the Councill paid them.....	229 „ 10 „ —	
By the Representatives ffees paid them.....	600 „ 5 „ —	
		£3579 „ 16 „ 4
By 5000 Bills of Creditt Exchainged.....		1379 „ 5 „ —
By 4002 Bills Burnt.....		2227 „ 15 „ —
		£12205 „ 5 „ 1

August, 7th Anno Dom: 1719.

By Vertue of an order made by His Excellency Brigadeere Hunter In Councill bearing date ye, 28th day of March 1719 directing us under written to Inspect and Examine the Accopts of Thomas Gordon Esqr Late Treasurer & Receiver Generall of this Province and to make A Report to this Board.

We have In Obedience to the said order lookt over & Examined the said Accpts: and find them As followeth (viz)

He charges himselfe with the sume of £12404 „ 15 „ 2 Recieved by him from ye 23d of June 1710 to ye, 26th March 1719.

The said Sume of £12404 „ 15 „ 2 was All the money which we find came to his hands and was recieved by the said Thomas Gordon As Treasurer & Reciever Generall of this Province during the time before mentioned.

He discharges himselfe by the severall Payments made by him mentioned In the severall Articles of the within Accoumpt Amounting to the sume of £12205 „ 5 „ 1

He has produced to us Good & sufficient Vouchers to prove the payment of Every Article In the Accept; and we find that he has truely & bonafide paid & discharged the severall Sums In the s[d] Accpt As therein mentioned Amounting to the said sum of £12205 „ 5 „ 1.—So that there Remaines In his hands the sume of £199 „ 10 „ 1 which In his particular Accpt; he made himselfe A Debtor for, And demands the severall Sums of money followeing for services done by him, (viz).

For his ffees for sinking £1788 „ — „ — of the £3000 „ — „ — Tax In Bills of Creditt at 2½ pr: Cent At the Rate of 8ss ye ounce.....	£44	„ 14	„ —
Formore of s[d] Bills paid for & Sunk by him.....	7	„ 10	„ —
For ffees of £2676 „ 12 „ 6 of 5000 Bills of Creditt Sunk by him at 2½ pr Cent.....	66	„ 18	„ 3
For ffees of £1609 „ 2 „ 6 more of s[d] 5000 Bills of Creditt Sunk by him at 2½ [pr] Cent.....	40	„ 4	„ 6
For charges of carrying All y[e] s[d] Bills of Creditt & Counterparts to Chesterfield.....	5	„ —	„ —
For fees for Prosecuting of Turner & Barker by order of Governour & Councill At A speciall Court.....	10	„ —	„ —
	£174	„ 6	„ 9
Is In Proclamation money.....	£149	„ 8	„ 8

which Accpt: being laid before the House of Representatives of this Province In March Last the said House were of opinion that the sum of £72 „ 6 „ 9 money At 8ss: y[e] ounce should be Allowed him for the said services (viz)

For carrying Bills of Creditt & Counterparts to Chesterfield...	£5 „ — „ —
Foor Prosecuting Turner & Parker.....	10 „ — „ —
For takeing & sinking Bills of Creditt.....	57 „ 6 „ 9
	£72 „ 6 „ 9
Is In Proclamation money.....	£62 „ — „ 1

So that According to this Allowance there Remaines A Ballance of £137 „ 10 „ — Due from said Thomas Gordon.

We have considered the Demand made by M^r^ [Gordon] for his services In Sinking the said Bills of Creditt and think them very Just & reasonable to be paid to him, being what has been Allowed to others for the Like service, and that he ought only to be Indebted to the publick the sume of fifty pounds one shilling & sixpence, All which is nevertheless Humbly Submitted by John Anderson, David Lyall, John Parker.

on the backside of Mr Gordons Accept: is Endorc'd (viz)

Tho: Gordons particular Accept.....

D^r^		Contra	C^r^	
	Proclamation money	Proclamation money By Allowed him by the House of Representatives.....	£62 „ — „	1
To the Ballance Due to the publick As Treasurer & Reciever Generall...	£199 „ 10 „ 1	By Allowed by His Majesties Councill for Sinking Bills of Creditt..	87 „ 8 „	7
		Ballance Due by ye s^d^ Thomas Gordon to the Publick.....	50 „ 1 „	5
			£199 „ 10 „	1

At Councill held for the Province of New Jersey At the City of Perth-Amboy on ye, 10th day of October In the sixth year of His Majesties Reigne Anno Dom̃: 1719

Present { The Honoubl Lewis Morris Esqr President; Thomas Gordon, John Anderson, John Hamilton, John Johnston Junr } Esqrs: of His Majesties Councill

Upon the Reading of A Petition of George Ryersons of Bergen County to this Board concerning a High way.

Ordered that the Persons concerned In obtaining & Laying out the said Highway be served with A Copy of said Pe[ti]tion. And that Coll: Provoost with any foure of the Justices of said County of Bergen Do Vieu the said Highway, and Examine Into the conduct of the Surveyors who laid out the same, and make A Report thereof to this Board, and that the said Surveyors Do Attend the said Justices In their Vieu of the Road Aforesaid.

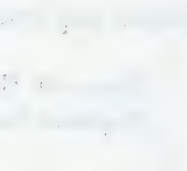
At A Councill held At the City of Perth-Amboy on ye, 12th of October 1719.

Present { The Honoubl Lewis Morris Esqr President; Thomas Gordon, John Anderson, John Hamilton, John Parker, John Johnston Junr } Esqrs: of His Majesties Councill

Mr Bass having not given security As by the Act is Appoynted—

Ordered that he be directed to have His security ready (As Treasurer of the Western Devision) to be given to the Cheiff Justice at the next Supreme Court At Burlington.—

This Board being Informed that Mr Daughtie has declin'd Acting as Judge of the Court of Common Pleas and one of



the Justices of Burlington County and having desired it As A favour formerly [formally] from this Board to be dismist from those Offices.—

Ordered that he be dismist Accordingly

A Memoriall from the Proprietors of the Eastern & Western Devision of New Jersey was read At this Board.—

Ordered that the said Memoriall be Referr'd to the consideration of this Board At their next meeting and that In the meantime the Clerk of the Councill Comunicate the contents of the said Memoriall to the President & Councill of New York.

Upon Reading A Petition from George Willocks Requesting His Majesties Grant to keep A fferry from Perth-Amboy to Staten Island.—

Ordered that A Pattent be Granted to him According to his Petition.

M[r] Attournie Generall having sent the President the Copy of A Certificate of the Justices of Peace of Glocester County In these words (viz) It is the opinion of the Justices that the Treasurer Do Represent to His Honour the President of the Councill that whilst the said Sheriff doth continue In his Office, It will be Impossible to get the Tax Duely Asest or the Public money raised signed, John Kay, John Hugg, Amos Ashead Samuel Waard

Its the opinion of this Board that the Sheriff be dismist from his Office, and Another put In his Place with All convenient speed.

The followeing Warrants were signed for the Respective Officers (Sallaries) of the Government After mentioned (viz)

1 One to His Excellency Governour Hunter for his Sallary As Governour from the 23[d] day of March Last to the 17th day of July Last when he delivered the public Seales & Publick papers to the President As Also for his halfe Sallary from ye, s[d] 17th of July Last to the 23[d] day of September Last In all is.....£244 „ 11 „ 3§

2	one to His Honour Lewis [Morris] Esqr President for his Sallary from y^{e} s^{d} 17th of July to the 23^{d} of Semptember Last..	£55 „ 8 „ 8$\frac{3}{8}$
3	one to David Jamison Esqr his Sallary As Cheeff Justice from the 23^{d} March Last to 23^{d} September Last.....	£50 „ — „ —
4	one to James Smith Esqr or to his Deputy As Clerk of ye Councill fo s^{d} time.....	12 „ 10 „ —
5	one to William Eier Esqr for his Sallary As Treasurer of the Eastern Devision for s^{d} time.....	10 „ — „ —
10	one to John Barclay for his Sallary for Expresses for s^{d} time.....	7 „ 10 „ —
9	one to John Haskall for his Sallary As doore keeper to the Councill for s^{d} time..	5 „ — „ —

At A Councill held At the City of Perth-Amboy on ye, 14th of November 1719

Present { The Honou^{bl} Lewis Morris Esqr President; Thomas Gordon, John Hamilton, David Lyall, John Parker, John Johnston Junr } Esqrs: of His Majesties Councill

His Honour the President produced to this Board two Letters from White-Hall one dated August ye, 7th 1719 & An other dated August 26th 1719. Also A Certificate & methods for preparing Tarr In Russia which were Read In the words followeing.

White-Hall August, 7th 1719.

Sir

It being necessarie for His Majesties service and for the benefite of the Plantations, that the Limits or Boundaries of the British Colonies on the Continent of America should be distinctly known & marked out, more particularly so farr as

they may border on the Settlements made by the French, or any forreigne Nation.

We desire you to send us assoone as possibly you can, the best Information you can gett upon this Subject with respect to the boundaries of His Majesties Province of New-Jersey under your Government, Together with a Chart or Map thereof and the best Accounts & Vouchers you can obtaine to Support the same more particularly with Relation to any Setlements that may have been made by the English on the frontiers towards The Lakes and Mountains, you will at the same time Inform us whether the Subjects of any forreigne Prince, have made any Encroachments on the Province of New-Jersey under your Government so we bid you heartily fairewell, and are your very Loving ffriends and Humble servantss

I. CHETWYNDE, D. PULTENEY
MARTINE BLADEN

White Hall, August, 26th 1719.

Sr

An Act having been Pass'd In the Last Session of Parliament Entituled *An Act Against Clandestine runing of unaccustomed goods and for the more effectual Preventing of frauds relating to the Customs* wherein is A Clause which Requires A more strict Examination for the future Into the goodness of Pitch and Tarr Imported here from the Plantations My Lords Commissioners for Trade & Plan[ta]tions Command me to send you the Inclosed Printed Copies of the said Act that you may cause the same to be made known In the best manner within your Government to the Persons concerned In the Manufactoring of Pitch & Tarr, and for theire further Information I Inclose to you A Copy of the Certificate, that will be Given by the Officers of the Customs, upon which premiums are to be Allowed pursuant To the Act of Parliament, you will on this occasion let those manufacturers of Pitch & Tarr know that they ought to consider the Above mentioned clause as designed for their Encouragement, and

Establish that Manufacture In such A manner as that It may be A Lasting benefite to this Kingdome a well as to the Plantations.[1]

I am further Commanded to send you A Copy of the Account of the method practised In Muscovy In making Tarr, which perhaps may be of use to the Manufacturers of that Comodditity In your Government, for the same Reasons I Likewise send you rules for raising of Hemp I am S^r^

Your most Obedient Humble Servant

Wm POPPLE

These are to Certify whom It may concern that In pursuance of An Act of Parliament Pass'd In the 3^d^ year of the Reigne of Her Late Majestie Queen Anne Entituled *An Act for Encouraging the Importation of Navall Stores from Her Majesties Plantations in America* which was continued by An other Act pass'd In the 12th year of the Reign of her said Late Majestie and Likewise of the Powers contained In An Act Pass'd In the 5th year of the Reigne of his present Majestie Entituled *An Act Against Clandestine runing of unaccustomed goods, and for the more Effectuall Preventing of frauds Relating to the Customs.* We have Received . . . . barrels of Pitch containing . . . . Tons which to the best of Our Judgements we find to be good & Merchantable not mixt with dirt or dross And . . . . barrels of Tarr containing . . . . Tons, which to the best of our Judgement we find to be clean good & Merchantable well conditioned and clean of dross & water fit for making Cordage, which goods were Imported In the Ship . . . . Whereof . . . . . Master from . . . . consigned to . . . . and Entred by . . . . the . . . . day of . . . . and are of the grouth of His Majesties Plantations In America As Appeares to us by the Masters Affidavitt and A Certificate under the hands & Seales of . . . . dated . . . . day of . . . . and we find them duely Qualified to Intitle the Above s^d^ . . . . to the Premium Appoynted by the Above s^d^ Acts.

[1] For remarks by Lewis Morris on this subject, see N. J. Archives, IV., 413.

Method of Preparing Tarr In Rushie.

Choyce being first made of the fattest firr Trees which are full of Turpentine they are barke'd In the month of October from the bottome Eight foot High Except A Slip 3. or 4 fingers broad which is left on one side quite up and In this condition the trees are to Stand At least for a year, If for two or three its still better. The Turpentine setling In the meane time In the part that is barked.

severall Persons Agree the Trees must be barked In October & not In the Spring.

the Slip of Bark is to be Left on the North side.

2 When ready for use the tree is cutt downe Generally In the Winter for the conveniency of Sladeway, and the part which is barked is cutt off, carryed to the Place where its designed to burne. Split at full lengths Into billets About the thickness of An Arme, and laid In Piles six foot high that A computation may be made of the Tarr it will yeeld

3 for the burning A Clay ground is chosen A Trench made the wood Piled up 30: or 40 fathom more or less as there is Provision, covered with Earth and the fire kindled, Just After the same Methods as are used for burn-

ing Charcoal, If its a loose or Sandy Ground the bottom of the Trench must be well Plaistered with Clay

4 The Trench is made deepest In the midle After the form of a Shallow Tray for the Tarr which sweats out of the wood by the heat to Setle and run off A Little channell or draine made of firr bark under the Ground Into A hogshead or Tub which is Placed at some distance lower than the bottom of the Trench.

5 If the weather is dry and calm that the wood burns slowly, It produces more & better Tarr then If its windy & burns fast, It it be wet or Damp weather, the Tarr will be watery, and In that case must be Separated & cleansed Afterwards

6 Store of Cask must be ready to barrell the Tarr as Its made

Its cleansed only by Tapping the Cask at the End or on the side & Leiting it stand A night the water will gather there and run off

The Russians have a method of preserving theirs In large Chambers, which are dugg In the sides of a mountaine on the Lake of Ladega, the bottom, sides & topp are laid with with beams of firr well Joynted and Calked, and the Roofe supported by props In the middle the Roofe & sides are covered with Earth; but A large funell Left at the topp

for pouring In the Tarr, and A Little doore on the side next the water, from whence by the help of A Cock & pipe Its conveyed Into the Cask when on board the boats by this means Tarr is preserved from freezing & Leakage and A great dale of Labour saved twelve barrells make A Last

7 A fathom of Wood at full Length six foot broad and As many High is Computed to A Ton of Tarr, some times more but often Less.

Ordered that the Clerk of the Councill be directed to send An Express to Coll: Anderson to Attend His Majesties service, and Assist at this Board on tuesday next.

At A Councill held at Perth Amboy on tuesday ye, 17th of November 1719

Present { The Honoubl Lewis Morris Esqr President; Thomas Gordon, John Hamilton, John Parker, John Johnstoun Junr } Esqrs of His Majesties Councill

Mr Barclay Acquainted this Board that he had recieved an Answer from Coll: Anderson, whose Affaires would not Admitt him at present to Attend for which he desir'd to be Excus'd by this Board.

The Memoriall of the Proprietors Referr'd to the consideration of this Board at their now meeting being read, Ordered that it be Reffer'd to the consideration of a fuller Board when they can be gott together, and that In the meane time the President of this Board be desir'd to Press the President & Councill of New-Yorke to pursue the directions of the Acts of the General Assembly Past in both Provinces for Running & Ascertaining the Lines of Devision & Partion [Partition] between the said Provinces with what con-

venient Speed the Nature of the thing will admit of, that the boundaries of this Province may be diligently knowne & markt out Pursuant to the directions of the Right Honou[bl] the Lords of Trade and that A Correct Map thereof may be made & sent them

A Petition from John Johnston Esq[r] Attourney to George & John Alexander, and An other Petition from John Johnston & George Willock Esq[r] Being Read.

Ordered that the Petitioners make out the Allegations In their Petition contain'd, and serve with Copies of their Petitions such of the Tenants In possession, the Lines of whose Lands they Intend to Run In order to make the discovery Petitioned for, and If After sufficient & timely notice given to the said Tenants, no materiall objection Appeares to this Board to be Offered Against it by any of the said Tenants, that then Warrants be Granted pursuant to the Prayer of the Petitioners.

His Honour the President Communicated to this Board that the Cheiff Justice had Acquainted him that M[r] Bass Treasurer of the Western Devision had not pursuant to the Minute of Councill lately made for that purpose found security

His Honour further comunicated to this Board that M[r] Bass desired to lay downe the said Office, and that some other may be Comissionated In his Stead.

His Honour Acquainted this Board that he designs to Commissionate Isaac Decou In the Roome of said M[r] Bass If this Board had no objection Against him.

This Board Approve of the choyce of him, and desire A Commission may Issue for that purpose with all Convenient speed.

His Honour Acquainted this Board that he Intends to Appoynt Michaell Karnie[1] Clerk of the Peace & Common Pleas of the County of Essex In the Roome of Henry Norrice[2] lately Deceas'd, If this Board had no objection Against him

[1] Michael Kearny, of Perth Amboy, son-in-law of Mr. Morris, who appointed him to various offices.—*Whitehead's Perth Amboy, 90.*

[2] Henry Norris was of Elizabeth-Town.—*Hatfield's Elizabeth-Town, 165.*

This Board does Approve of the choyce

His Honour the President Communicated to this Board A Letter from the Justices of the Peace of the County of Glocester Recommending to him Josiah Ray for Sheriff of the said County, and Recommending one George Laurence to be Added to the Justices of ye Peace of the said County.

The Persons Recommended are unknown to this Board; but It being Absolutely necessary that one be Appoynted In the Office of Sheriffe of the said County, It is the opinion of this Board, that the Person Recommended As Aforesd be Appoynted for that Office, As Also that the above George Laurence be added to the Commission of the Peace for said County.

His Honour the President communicated to this Board that he had been Informed that Bloodshed & murders are Like to Ensue from the Quarrels Amongst the Inhabitants on the Devision Line betwixt this Province and the Province of New-Yorke.

This Board beleeves the Information to be true, severall Riots having been there Lately Committed during the time that the Commissioners for Running the said Devision Line were there, and are of opinion that these disturbances will continue till that Line be Ascertained.[1]

His Honour the President Communicated to this Board that the Treasurer of the Eastern Devision had Acquainted him that the Commissioners of Excise had not as yet paid into him the money payable by them as Farmars of the Excise on the 25th day of March Last

Its the opinion of this Board that unless the same be paid In Dollars silver or Gold According to the Act of Assembly before the first day of January next, that the Treasurer be Directed to put their bonds In suite

Ordered that the Treasurer and the Farmars of the Excise be served with A copy of this Order.

J BARCLAY Dpt Clk Coun^cil^

[1] N. J. Archives, IV., 441; Boundaries of the State of N. Y., II., 643, 625 et seqq.

Att A Councill held at Perth Amboy for the Province of New Jersey April the 2d 1720 anno d° Regni Regis Geor.

Present

The Hon^rble Lewis Morris Esqr President of his Maj^ties Councill

Thomas Gordon
John Anderson
John Hamilton
John Parker
John Johnston Junr
} Esqr all of his Majesties Councill

Upon Reading a Complaint made by One Captain Amos Williams of Newark that Major Josiah Ogden in Coll Johnston Regiment has lately made it his busyness to make the people belive that the millitary Comissions lately granted by his Honour the president of the Councill are not legall the President having no power to grant Millitary Comissions

Ordered that the Said Captain Amos Williams & Major Josiah Ogden attend this board on Munday next by two aClock in the afternoon of the Same day and that Captain Williams bring with him what Evidences he thinks Proper to prove the Said Complaint and that Major Josiah Ogden be Served with a Copy of this order.

Att a Councill held att Perth Amboy the 4th Aprill being Munday 1720

Present as above

Captain Amos Williams of newarke being Ordered to attend this board to day but he being Sick Could not Come and has Sent one Joseph Jones his Ensign who upon oath delivered the Order of Councill to Major Josiah Ogden this morning and two other Evidences attended this Board viz Samuel Wheeler & Thomas Lyon Each of them made an affidavit what they heard the said Major ogden Say in the following words

Samuel Wheeler of newark in the County of Essex of full age being Sworn on the holy Evangelist of Allmighty God Deposed that Sometime before their training day on the third fryday in March last he was att Major Josiah Ogden's house in Newarke, where the said Major Ogden said to this deponent that there was noe Sufficient power now to grant Comissions, and he believed that Such Comissions would not or could not last long and further Saith not

Sworn in Councill April 4th 1720

his
SAMUEL × WHEELER
marke

J BARCLAY Depy Clk of ye Councill

Thomas Lyon of Newark in Essex County of full age being sworn on the Holy Evangelist of Allmighty god deposed that he this deponent being att Major Josiah Ogden's house in newarke Sometime before their last training on the third fryday in March last heard the said Major Josiah ogden say the President had not Power Enough to Grant Military Commissions and that the President had only power to keep the Peace and might Grant a Comission to a Clarke but not Military Commissions, and this deponent further Says, that when some belonging to the new Company, askt the said Major whether they should train under their new Captain, or under their old he replyed they ought not to train under their new Captain but under their old one and If the new captain Levyed Distresses for their Defaults he would return them again and this Deponent further Say's there were severall other persons present and heard what Said Major Ogden said to this deponent and further saith nott

Sworn in Councill April 4th 1720

THOMAS LYON

JOHN BARCLAY Depy Clk Councill.

Ordered that a warrant be Delivered to the Attorney Generall to prosecute the said Major Josiah Ogden by Information in the Supream Court to be held att the City of Perth

Amboy on the Second tuesday in May next In the following words (vizt)

By the Honourable Lewis Morris Esqr President of his Majestyes Councill for the province of New Jersey and Territories thereon Depending in America &^{c} in Councill

To Jeremiah Bass Esqr his Majesties Attorney Generall for this province of New Jersey

It haveing appeared by Affidavids Made in Councill that Major Josiah Ogden of Newark in the County of Essex has made it his practise to sow sedition amongst his Majesties Subjects Inhabiting the Said County by telling and Endeavouring to perswade his Majesties Said Subjects that the president of his Majesties Councill of this province has not any power to grant any Military Comissions, but that such Com̃issions So granted by him are void and Illegall, and has Endeavoured to diswade Severall Persons from paying their due obedience to the millitary officers so commissioned by the said President

These are therefore to require and Command you the said attorney General to prosecute the said Josiah Ogden by Information In the Supream Court of this province to be held att the citty of Perth Amboy on the Second tuesday in may Next for the high Crimes and Misdeameanours afforesaid Given under my hand in Councill att Perth Amboy this fourth day of April in the Sixth year of his Majesties Reign Annoq Dom̃i 1720 and the councill desired the president to Commissionate Some other fitt Person in the place and Stead of the said Ogden to be Major of Coll Johnstons Regiment

Leutenant Coll Johnston one of this board desired leave of the president to lay down his Office of High Sherriff of the county of monmouth it being a Great prejudice to his private affairs to continue in the same and recommended Gideon Crawford Esqr to serve in his place and Stead which recommendation the board approved off and advised the Constituting him high Sherriff of the Said County of Monmouth

The following warrants were signed for the Severall

officers of the Government Sallarys after mentioned from 23d day of September 1719 to the 23d day of march following vizt

N° 1	—two warrants to his Excelly Brigadier Hunter Governour for 6 months halfe Sallary	£150 „ — „ —
2	two warrants to his Honnour the President for	150 „ — „ —
3	two warrants to David Jemisson Esqr Chief Justice	50 „ — „ —
4	one warrant to James Smith or John Barclay his Deputy	12 „ 10 „ —
5	one warrant to William Eires treasurer.	10 „ — „ —
6	one warrant to Jeremiah Bass Esqr attorney Generall	7 „ 10 „ —
7	one warrant to Isaac decow Esqr treasurer of the western	10 „ — „ —
8	one warrant to John Askell door Keeper	5 „ — „ —
9	one warrant to John Barclay for Expresses	7 „ 10 „ —

Att a Councill held for the province of New Jersey att the Citty of Perth Amboy on the 13 day of May 1720

The Honble Lewis Morris Esqr president &c

Present	Thomas Gordon John Anderson John Hamilton David Lyell John Parker John Johnston Junr	Esq^{rs} all of his Maj^{ties} Councill

Motion being made that the Severall Sheriffs of this province give in security for the due Execution of their Respective offices

Ordered that the Sherriff of each County (Except the Sherriff of Cape May & Bergen County Give in Three hundred pounds Security with two Sufficient Surety's in the Sum̃e of one hundred and fifty pounds Each within one month after notice of this Order to be given by the way of Recognizance before any of his Majesties Justices of the Peace and by him forthwith returned to the Secretarys office and the said Sheriffs of Cape may & bergen County do Give in Security in the Sum̃e of one hundred pounds Each with two Suretys for Each of them in the Sum̃e of fifty pounds & to be returned in the Secretarys office as beforesaid

The president having acquainted this Board that Francis Devenport late Sheriff of Burlington county is dead desired them to recommend Some fitt person to be put In His place upon which this board recomended Charles westland as a fitt person to be intrusted in that office he Giveing Security as is before directed

Upon Reading a Petition of Thomas Farmer Praying his Majesties Grant of a Ferry att a place called Inions Ferry on Both Sides of Raraton River

Itt is the opinion of this board the prayer of the pe[ti]tioner be granted

Upon Reading of the report of David Provoost Esqr &c Ordered that George Ryerson and the Persons concerned in laying out and procuring to be laid out the way complained off by the said George Ryerson do attend this board on munday the thirtieth day of this Instant to Shew Cause why they laid out the Said way and that George Ryerson be Served With a Copy of this Order, and that he Serve the Several persons concerned with a Copy of the Same.

Att a Councill held at Perth Amboy the 31 day of may 1720

The Honble Lewis Morris Esqr president &^c^

Thomas Gordon
John Hamilton
David Lyell
John Parker
John Johnston
} Esq^rs^ of his Maj^ties^ Councill

George Ryerson and the persons concerned in laying out the way complained off by George Ryerson Attending, itt appears to this board by a return of the Justices and a Survey of the Road that the way laid out by them is very disadvantageous to the Said George the Same going through Seven of his fences taking in fourteen trees of his Orchard his Cellar and his well and the same is upon little Better Ground and nothing nearer then the former Road was that it requires as many and larger Bridges than the former and that at this time there is Good Bridges in the former road

Itt appears also to this board that there were only Eleven of the Surveyors agreeing to the said Road whereas the law requires twelve that the twelfth man Signed the return of the said Highway before he had Seen the Highway and that it does not appear that the said Highway was laid out upon application from any township or any Persons.

It is the advice of this Board that the president Repremand the persons Concerned in laying out said Highway

Att a Councill held att Perth Amboy the 20th of August 1720

The honn^ble^ Lewis Morris Esqr president &c

Present Thomas Gordon
John Hamilton
John Parker
} Esq^rs^ of his Maj^ties^ Councill

The warrants for the Salarys of the officers of the Government from the 23d day of march 1719 to the 23d June 1720 were Signed (to witt)

N° 1	to His Excellency Brigadier Hunter.....	£75 „ — „ —
2	to the Honrble Lewis Morris Esqr president.....	75 „ — „ —
3	to David Jemisson Esqr Chief Justice...	25 „ — „ —
4	to James Smith or John Barclay.....	6 „ — „ —
5	to William Eires Esqre treasurer.....	5 „ — „ —
6	to Mr Bass attorney Generall.....	3 „ 15 „ —
7	to Isaac decow Treasurer of the Western division.....	5 „ — „ —
8	to John Askell door Keeper of the Councill.....	2 „ 10 „ —
9	to John Barclay for Expresses.....	3 „ 15 „ —

Att a Councill held at Perth Amboy in New Jersey the 22d day of September in the Seventh year of his Majesties Reign Anno Domo 1720.

Present

His Excellency William Burnet Esqr Captain Generall &c

Lewis Morris
Thomas Gordon
John Hamilton
David Lyell
John Parker
John Johnston Junr

} Esqrs all of his Majties Councill

After Reading his Excellencys commission for Governour of this province dated the 24th day of June 1720[1] His Excellency took the Several oaths mentioned in the Comission & Subscribed the declaration & abjuration and for the due Execution of his Commission &c

After which it appeared by the Instructions that the Persons following were of the Councill (to wit)

[1] See N. J. Archives, V., 1.

Lewis Morris Thomas Gordon John Anderson John Hamilton	Esq[rs]	Thomas Byerly David Lyell John Parker John Wills	Esq[rs]	John Hugg John Johnston Jun[r] John Reading & Peter Bard

Then John Anderson Esq[r] took his place att this board

Then the Gentlemen of the Councill present took the oaths appointed by the commission and Subscribed the declaration and abjuration

The warrants for the Sallarys of the officers of the Government from the 23[d] day of June to the 23[d] day of September 1720 were Signed by his Excell

N°: 1	His Excellency Brigadier Hunter.....	£75 „ — „ —
2	to his Honnour the president.....	75 „ — „ —
3	to David Jemisson Esq[r] Chief Judge...	25 „ — „ —
4	to James Smith or John Barclay.....	6 „ 5 „ —
5	to William Eires Esq[r] treasurer.....	5 „ — „ —
6	to Jeremiah Bass Esq[r] attorney Generall	3 „ 15 „ —
7	to Isaac decow treasurer of the western Division.....	5 „ — „ —
8	to John Askell Door Keeper of the Councill.....	2 „ 10 „ —
9	to John Barclay for expresses	3 „ 15 „ —

Then was Signed By his Excellency a Proclamation for continueing all officers till further Orders.

Att a Councill held att Perth Amboy the 23 day of September, 1720

Present

His Excellency William Burnet Esq[r] Capt[n] Generall &c

Thomas Gordon
John Anderson
John Hamilton
David Lyell
John Parker
John Wells
John Johnston Jun[r]
} Esq[rs]

John Wells was affirmed as one of the Councill as usuall and subscribed the abjuration and Declaration

Att a Councill held att Burlington for the province of New Jersey the 27th day of February in the Seventh Year of his Majesties Reign Annoq Domi 1720

Present

His Excellency William Burnet Esqr Captn Generall &c

John Hamilton
David Lyell
John Parker
John Wills
John Hugg
John Johnston
Peter Bard
} Esqrs of his Majesties Councill

His Excellency being Informed that one Samuel Bustill against whome in the year 1718 there was warrants Issued to the Severall Sheriffs of this province to apprehend him for Sowing of Sedition Amongst his majesties Subjects of this province upon which he never could be apprehended is now come to this place and following the Same his old Practises

His Excellency by the advice of this board Signed A warrant in Councill to apprehend the said Samuel Bustill and Bring him before this Board

Ordered that the clarke of the councill do require the attendance of the house of representatives upon his Excellency att this board forthwith

The Speakers with Six others of the members attending his Excellency Spoke to them as follows

Gentlemen

I observe your number is Small notwithstanding that the other members are allmost all in town but through the Arts of Evill designed men are led into an Opinion that they are

not An Assembly, this is wholly Groundless, And as noe certain number is necessary to constitute a house I require you imediatly to return and act as a house of Assembly and take proper measures to oblidge the Other members to Attend the Kings Service

Wm Burnet

Upon which the Speaker declared that he looked upon himselfe as a private man and not as an Assembly man and then withdrew

Whereupon it was Considered and Resolved that the other Six members be ordered to proceed to the Choice of a new Speaker who being called in his Excellency required them to proceed to the choise of a new Speaker and then they withdrew and Soon after returning prayed that they being so few in number they might be adjourned till tomorrow

Ordered that a proclamation doe Issue to adjourn the Assembly till tomorrow being the 28th Instant

Att a Council held at Burlington the 28th of Febry 1720

Present

His Excellency William Burnet Esqr Captain Generall &c

Lewis Morris John Hamilton David Lyell John Parker	Esqrs	John Wills John Hugg John Johnston Peter Bard	Esqrs

A message from the Assembly by John Harrison and Jeremiah Bass acquainting his Excellency that the Speaker with the whole members in town were now mett and waiting his Excellencys Command's

Ordered the clarke of the councill do Acquaint the Assembly that his Excellency requires the attendance of the house Imediatly.

The Speaker with the house attending his Excellency spoke as follows

Before I make any Speech to you all I must take notice off to Some of you of the undutyfull behaviour which you have Shewn which lays you open to be Severely Dealth with According to law as Persons in a confederacy against the Government but as I now See you all mett I will take it for Granted that you are Sensible of your fault and are now Sorry for itt and that you will for the future do your duty for which reasons I am ready to forget and forgive what is past If you Give me noe cause to remember itt and to convince you that these are my Sentiments I will Speake to you as I att first Intended, and then made the following Speech

Gentlemen

This is a Meeting I have wished for with Impatience tho' my affairs oblidged me to delay itt till now. I could not have a Better foundation for thinking well of this Assembly than the character my prodecessor gave me of you, And I depend on the like harty Inclinations on your part when you reflect on his merritt and affection to you and that he would not have made the way So easy for a person wholly unworthy to Come Among You, wee are both happy in a large share of his friendship, and as we really have butt one Common Intrest he will find itt no difficult matter to Act up to his Resolutions of Serving us both att once to as Great advantage as his Capacity and Great Creditt att home will Enable him

I am the more Encouraged in my Expectations from you by the loyalty to his Majesty and confidence in my conduct which the Neighbouring Collony has Shewn in a manner of Granting a revenue I have noe Question of finding the Same disposition in You and You need not doubt of my dividing my time and affections proportionally between the two Provinces.

As this collony is dayly increasing in People and the land in vallue the Support of Government must of course be Easyer to raise than formerly and the necessity off officers to Serve in Public Stations for the same reasons grows dayly

Greater. Butt I find that unhappyly the Sallarys of the officers have been diminished when they ought to have been Increased, their Encouragement has been less and less when their trust and duty has been Growing Greater & Greater, I hope you will find an effectual remedy for this Publick Grivance, for in a free Country it is the people that Suffers when there are not hands Enough, or those hands not Sufficiently Strengthened on whom the Burthen of Government Lyes and who are to Answer for the peace and order of the Country

While I am observing to you your own flourishing condition I cannot without Some concern take notice to you that the creditt of so fine a collony does Suffer by So Small a Sume of Bills as I hear are yet unprovided for. I can attribute this to nothing but the long Intervall Since your last meeting and I doubt not but you will take Imediate care to restore your creditt now that you have an opportunity

If you can think of making any laws that will be for the benefitt of the collony I shall very readyly Give you all the assistance there in that my powers will allow And as a proof that I think your Intrest in all respects the same with my own I can assure you that I never Intend to leave this Country by my own choice, and that in what I do in a Publick Post I still consider myselfe as one that will have a considerable Stake Among you as a private man when I shall be thought unfit to Govern you any longer

That which ought to have the greatest weight with You when you enter upon those matters of a public nature which I have recommended to you, is that I doe not Speake of my Selfe but according to the powers and Instructions, I have received from my Royall Master whose bright and amiable character Endears him to all man kind and whose Steady and Resolute conduct has Broke all the measures of the Enemy's of his Government, So that he now Enjoys a peaceable crown att home, and holds the Ballance of Power abroad

Happy are the people that have Such a King and Such a Glorious prospect of a protestant Succession after him which

may Secure to posterity the Enjoyment of Liberty and property and Entire freedom in the Exercise of Religion. I hope you have a Just Sence of your Share in these blessings and that it will work in you all that duty and Gratitude which may be Expected from Good Subjects to Such a prince and will be Best Expressed by a duty full behaviour to those whom he has put in authority over you

Wm Burnet

Att a Councill held att Burlington the third day of March 1720

Present

His Excellency William Burnet Esqre Captain Generall &c

Lewis Morris, John Anderson, John Hamilton } Esqrs
John Hugg, Peter Bard } Esqrs of his Majesties Councill

A Caveat having been Entered in the Secretarys Office by Jeremiah Bass, John Allen, Thomas Shrive daniel Smith and others as follows Burlington October 1720 Lett Care be taken that no Survey's or Pretended Memorandum of Survey's or Order of the proprietors of the western Division relating to the town of Burlington Said to be made and Entered in a Book by daniel Wills deceased or any pretended Draught of the town of Burlington Said to be made By Richard Noble Either by John Wills Esqre or any other Person whatsoever till wee are heard before his Excellency & Councill in behalfe of Ourselves & others that may be Injured thereby[1]

Upon which Caveat all parties appearing and being heard Ordered att the request of those that caveated that a further hearing be of that matter on wednesday next

[1] See Smith's N. J., 98; West Jersey Surveyors' Association, 50, 55.

Att a Councill held at Burlington the 25th day of March 1721

Present

His Excellency William Burnet Esqr

Lewis Morris
John Anderson
John Parker
John Wills
Peter Bard
} Esqrs of his Majesties Councill

John Reading who is appointed in his Majesties Commission to the Governour to be one of his Majesties Councill appeared and took the Oaths appointed by his Majesties Commission and Subscribed the test and abjuration

The Oath of Councillor was Given to him as follows

You shall Swear to the uttermost part of your Cunning, witt will & power you Shall be true and faithful to the Kings Majestie our most dear and Sovereign lord and to his highness heirs and Successors Kings and Queens of England according to the Limitation of the Statute made to that purpose for the Establishment of the Succession of the Crown Imperiall of the Realm of Great Britain you Shall not know nor hear anything that may in anyways be prejudical to his Majesty or to his heirs and Successors in form afores[d] or to the common wealths peaces or Quiet of his Majesty's Realm or this province but you Shall with all dilligence reveall and disclose the Same to his Majesty or to such person or persons of his highness councill as you think may and will honestly convey and bring it to his majesties Knowledge you Shall Serve his majesty truely and faithfully in the room and place of his Highness Councill for this province, you shall Keep close and Secret all such matters as shall be treated, disputed and resolved off in Councill without disclosing the same or any part thereof to any but to such only as Shall be of the Councill. And yett If any matter So propounded, treated disputed and debated in any Such Councill Shall touch any

particular person Sworn of the Same upon any Such matter as shall in anywise concern his fidelity and truth to the Kings Majesty You Shall in noe wise open the same to him but keep itt Secrett as you would do from any other person till the Kings majesties pleasure be known in that behalfe, You Shall in all things to be moved, treated disputed and debated in any Such Councill faithfully & truely declare your mind and opinion according to your heart and conscience in nowise forbearing So to doe for any manner of Respect of favour love, need, dread displeasure or corruption Finally you Shall be vigilant dilligent and Circumspect in all your doings and proceedings touching the Kings Majesty and his affairs all which points before Expressed you Shall faithfully observe, full fill and Keep to the uttermost of your power witt and Cunning, So help you God—Then John Reading took his place at this Board

The Sheriff attending with George Willocks whome the Sheriff had in Custody by virtue of a warrant of this date from his Excellency Setting forth that he was Informed the said George was lately come to Town and was a person disaffected to his majesties person and family and that in diverse companies he had Spoke words tending to Sedition and Annimating the people against his Majesty's Government of this province. And being called in his Excellency Acquainted him that he was Informed that he the said George was a person disaffected to his majesties person and family and Desireing him to clear himselfe of that Imputation by taking the oath to his Majesty, which he absolutely refused to take.

And it appearing by the Oath of James Alexander that two days agoe the said George had Said these words that If I were of the Assembly I would give the Governour a pill, and being askt what pill he answered A remonstronce and Said further it was a very Easy thing to make a party against the Government or to that purpose George Willocks to the Same did answer In presence of this board that I know nothing as to your pills nor powders but the people of this province being a Rebellious people I do think and I always

thought it was an easy thing to raise a party amongst them Against the Government where upon his Excellency recommended to the Chiefe Justice, who then attended to bind the said George to his Good Behaviour

the Chiefe Justice accordingly committed the said George Willocks to the custody of the Sheriff till he find Security for his Good behaviour in the Sume of five hundred pounds[1]

Att a Council held at Burlington the 29th day of March 1721

Present

His Excellency William Burnet Esqr

John Parker
John Wills
John Reading
Peter Bard
} Esqrs of his Majesties Councill

A Message from the Assembly by Jeremiah Bass Esqr and Thomas Hunlock acquainting his Excellency that the house was mett

Ordered that the clarke of the councill do Acquaint the house of Representatives that his Excellency requires the attendance of the house Imediatly

The Speaker with the house attending his Excellency Spoke to them as follows

Gentlemen

When I spoke last to you I hoped to find you in a disposition suitable to the character Given me of you by my predecessor for tho' Some of your body had been led aside into a practise dangerous to the publique peace & deragotory to his Majesties prerogative. Yett Since they returned to their duty I was ready to Impute itt wholly to a mistaken opinion and not to any Ill designs this made me unwilling to have recourse to the Severe methods the law prescribes in Such

[1] See N. J. Archives, V., II.

cases, not doubting but a mild treatment would att last Gain upon you Especially Since you have had time Given you to lay a side your heats and animosities and to weigh coolly what fatall consequences they must have when they come to a hight in any part of the legislature among themselves, or between them and another branch of itt I should be very Sorry that my Intentions and Endeavours to promote peace and Stop dissentions among yourselves Should be differently Interpretted; But as I mentioned to you before it is not my own thoughts that I Expect Should have the most weight with you but the Instructions I have rec[d] from my royall master and that you may See how Short your Resolves have hitherto fallen of them and that this way of proceeding in you may no longer arrise from your not knowing them I will repeat to you the very words of his majestys thirty Sixth Instruction to me

"It is our Express will and pleasure that no law for Raise-
"ing any Imposition on Wines or other Strong Liquors be
"made to Continue for less than one whole Year and that all
"other laws made for the Supply and Support of the Gov-
"ernment Shall be Indefinite and without Limitation Except
"the same be for a temporary Service and which shall Expire
"and have their full Effect within the time therein prefixed

The meaning of this Instruction will best appear to you from the practice of the of the parliament of Great Brittain who constantly at the accession of a new prince to the throne Settle a revenue for the intire support of the Civill Government dureing the life of the prince which is an Indefinite term, and is the least that can be Intended by this Instruction

I have now communicated his Majesties Pleasure to you and have made use of the method of proroguing you that you might have the Better opportunity to begin a new in a manner that may Shew your loyalty to his Majesty's person and your Regard to his commands and here I Desire you to consider how you can Expect his majesties confirmation of Laws that you think for your own advantage if you do not

prepare laws for the support of Government in the manner he directs

I cannot omitt Observing to you that long Sessions of Assembly have been Constantly a Great Burthen and Expence to this province and nearly as much as the whole Support of Government and this has happened, because the Support was to be Settled A new att every Sessions. Whereas if you once Settled a lasting revenue you will be Able to go through all other Busynees in Shorter Meetings which I promise dureing my stay among you, that you Shall have as often as you desire this will Enable you to Serve those you represent as Effectually as Ever and with much less charge to them then formerly and thereby remove [the burthen and expense?] which I am Informed has been all along the universale complaint of the Country

As we agree in the Same End which is to Study the advancement Intrest and ease of the Collony, wee cannot long differ in the means of attaining itt nor Can I doubt in the least that before wee part wee Shall Join So heartily in Our duty to our King and country that all past differences will be Entirely buryed and the foundations laid of a lasting and perfect Agreement Among us

Then Lewis Morris Esqr took his place

A message from the house of Representatives by John Harrison and Jacob Doughty acquainting his Excellency that the house of Representatives desire his Excellency would be pleased to send the Clarke of the crown with the Rolls of oaths to their house to Quallify two members returned the one for Salem town and the Other for the County of Middlesex

This we acknowledge to be the Message { JOHN HARRISON / JACOB DOUGHTY

Ordered that the clarke of the councill do acquaint the assembly that his Excellency requires the attendance of the house Imediatly

The Speaker with the house attending his Excellency spoke to them as follows

Gentlemen

Your message by Major Harrison and M[r] Doughty is the Occasion of my Requiring your attendance at this time to Acquaint you that every Member of your house is to be Sworn before the Governor and that the practise has been always so since this Government come under the more Immediate administration of the Crown the Councill being now Sitting your new Members Shall be qualified as Soon as they attend for that purpose

I take this opportunity to Observe to you that among the printed Acts of this province I find an act Intituled an act Regulating the Quallifycation of representatives to Serve in General Assembly in this province of New Jersey; as also an act for better Qualifying Representatives to Serve in Generall Assembly within this province.

I think it my duty to acquaint you that those acts are not in force having never been confirmed by his Majesty before which noe act can take place where additions or alterations are made to the terms of the following Instruction neither can these acts be transmitted to his Majesty for his approbation because the Originall acts are not to be found upon record, The Entire Sixteenth Instruction from his majesty to me is word for word as follows

"Whereas in a Clause in the Instructions Given by her "late Majestie Queen Ann to our Right trusty and Right "well beloved Cousin Edward Earle of Clarendon then lord "Cornbury the representatives for the Generall Assembly of "New Jersey were appointed to be chosen as follows viz[t]— "Two by the Inhabitants house houlders of the citty or "town of Perth Amboy in East New Jersey two by the "Inhabitants house holders of the citty and town of Brid- "lington in West New Jersey ten by the freeholders of East "New Jersey and ten by the Freeholders of West New Jer- "sey and itt having been represented unto us that severall

"inconveniences have arrissen from the manner of Chuseing "Representatives in our said province It is our will & pleas- "ure and You are accordingly to make the same known in "the most publick manner that the method of Choiseing "representatives be for the future as follows

"Viz Two by the Inhabitants householders of the Citty "or town of Perth Amboy in East new Jersey & two by the "ffreeholders of Each of the five counties in the said divi- "sion of East new Jersey: Two by the Inhabitants house "holders of the citty or town of Bridlington in West new "Jersey, Two by the Inhabitants householders of the town "of Salem in the said division and two by the ffreeholders of "Each of the four Counties in the said Division of West "new Jersey, which persons so to be chosen make up together "the number of twenty four Representatives;[1] And it is our "further will and pleasure that noe person Shall be capable "of being elected a representative by the freeholders of Either "division as affores[d] or afterwards of Sitting in General "assembly's, who Shall not have one thousand acres of Land "of an Estate of ffreehold in his own Right within the divi- "sion for which he shall be chosen or a personall Estate in "money Goods or chattels to the vallue of five hundred "pounds Sterll, And all Inhabitants of Our Said Province "being So quallifyed as afforesaid are hereby Declared capa- "ble of being Ellected Accordingly And it is likewise our "pleasure that noe ffreeholder shall be capable of voting in "the Ellection of Such representatives who Shall not have "one hundred acres of Land of an Estate of freehold in his "own Right within the county for which he Shall so vote or "a personall Estate in money Goods or chattels to the value "of Fifty pounds Sterrll, And all freeholders in our said "province being so qualified as afforesaid are hereby declared "capable of voting in the Ellection of Representatives, Which "number of Representatives Shall not be Enlarged nor di- "minished or the manner of Ellecting them (hereby directed) "altered there, Otherwise than by an Act or Acts of the

[1] See N. J. Archives, V., 12.

"Generall assembly to be confirmed by the approbation of "us, Our heirs and Successors And you are therefore to recom- "end to the General assembly that a law be passed there "for Ellecting representatives to Serve in Assembly conform- "able to this present Instruction

I have now Repeated to you that Instruction which is the only rule by which you have been chosen & now Sitt as a house and I thought itt necessary to acquaint you with it that you may carefully observe his majesties Directions therein contained & that you may consider of a law in pursuance of them

Att a Council held at Burlington March ye 29th 1721 Post Meridiem

Present

His Excellency William Burnet Esqr

Lewis Morris
John Reading
Peter Bard

A Message from the house of Representatives by Jeremiah Bass Esqr and John Kay in these words

The house of representatives for the province of New Jersey having taken into consideration that part of your Excellencys Speech relating to the Quallifying of members in these words (that every member of your house is to be Sworn before the Governour and that the practise has been Allways so since this Government came under the more Imediate administration of the crown) beg leave to Inform your Excellency that on a Due Inspection into the Journalls of this house do find that on the 19th of december 1710 Robert Wheeler Esqr was by the Clarke of the crown Quallifyed in the house as one of the members for the town of Burlington, and that on the 28th of Nov^{br} 1716 John Kay Esqre a member returned for the county of Gloster, and Richard Johnson Esqre in whose place John Mason is now returned as a mem-

ber for the town of Salem were by the clarke of the Crown quallifyed in the house and also that William Eires Esqr att the same Sessions was Quallifyed by the clarke of the crown in the house as a member of the Citty of Perth Amboy and do not find any president that ever itt was refused when directed by the house

Which Message being fully considered and the whole minutes of the councill and Assembly Searcht it is ordered by his Excellency that the clarke of the councill do acquaint the house of Representatives, that his Excell has Considered their Said message and finds nothing in the Instances they there mentioned but what is Easyly reconsiled with his Speech to them, in which he told them, that every member of the house is to be sworn before the Governour, that is to Say If he require itt, He may Indeed do it If he pleases by a Commission to Another person

Their Instances only Shew that the Governour has Sometimes Suffered the Clarke of the Crown to do it, but do not att all prove that they have any pretence to demand of him that it be done in that manner, as also its Ordered that he tell them that his Excellency has looked into the minutes of Councill and there finds the practice always the same, and particularly That on the 27th day of Nov^{br} 1716 The minute of Councill is thus Mr Speaker and Severall of the representatives attended his Excellency in councill and desired that three of their members lately Ellected might be Quallifyed to Act which was accordingly Done

His Excellency Ordered the clerk to Acquaint them further that he has Examined into their Journalls and there finds that on the 28th december 1716 it was Ordered "That "m^{r} Jeremiah Bass and m^{r} Elisha Lawrence do Goe with m^{r} "Jacob Spicer to his Excellency and desire that he might be "Quallifyed in Order to take his place in the house; and m^{r} "Jeremiah Bass acquainted the house that himselfe and m^{r} "Lawrence had seen m^{r} Jacob Spicer qualifyed as the law "Directs, Both which are Instances of their desireing that their members might be qualifyed before the Governour but

found no Instance of their Ever desireing that they might be Quallifyed by the clarke of the crown in their own house which could never be refused if it was never desired, he is further ordered to Acquaint them that he Expects that without further loss of time their new members do attend them in Order to be Qualifyed in his presence where any other of their body may be present as witnesses

Att a Council held att Burlington the 1st of Aprill 1721

Present

His Excellency William Burnet Esqr Captn Generall &c

Lewis Morris
John Hamilton
John Parker
John Wills
John Hugg
John Reading

His Excellency communicated to this board a Letter he designed to send to the Speaker of the assembly concerning the resolves made Yesterday by the house of Representatives in these words

Burlington April 1st 1721

Mr Speaker

finding in your votes of Yesterday Severall resolves which Seem intended for Answers to what I lately Said to your house I thought it Proper to give you my thoughts upon them in the Easyest and Quickest manner and not to waite for forms which are seldom of use till the matters them selves are well digested and considered And I desire you forthwith to Communicate this letter to the house that they may know my Sentiments on Every one of their Resolves which I will Consider in Order as they Lye

Their 1st Resolve is that they have not been ledd A side into Any practise dangerous to the Publick peace and Derogatory to his majestys prerogative

This is meant I Suppose as an answer to my words, That Some of your body have been Ledd aside &c, Does it not att first Sight appear that my words are here misrepresented that a Seeming Answer might be Given when a Reale one cannot Because *I say* that is *all of them* were not ledd aside which is all their Resolve affirms with Certainty therefore were not *Some of them* led aside which is what I affirm, Or will they now Say that *none of them* were Ledd aside which is the only Sufficient Answer they can Give me, did *none of them* neglect to Attend upon my Summons to Obey the Kings Writt And Did *none of them* persist in this practice after I had admonished them of their duty and was not this *practise dangerous to the publick peace and Derogatory to his Majestys prerogative* and would their pleading their opinion to the contrary be any Justifycation of their Disobedience in a Court of Law where Every man is supposed to know the law at his perrill and have they not now *all of them Shewed* by their acting Since in the house, that they think they were then in the wrong and would it not best become them to Own it & my Gentleness on that occasion

Their 2[d] Resolve is that they are not Sensible of any heats and animosities Among them selves that they have run into that m[a]y Give occasion to those Expressions in his Excellencys Speech

I should be very glad to be convinced that I was mistaken in Supposing that they had heats and animosities Among them selves which the case of m[r] Hunlock made me suspect, or to be convinced by these very resolves that they have Even now laid them aside, They may be their own Judges in this Case

Their 3[d] Resolve is that the cheerfullness and Speedyness of the resolves of the house in raiseing a Suitable support for the Government both in respect of the Sume and time for which it was Granted are such that they Deserve the same good character from his Excellency as they had from his Excellencys predecessor

As for my predecessors Good character of them it might

be founded on severall things which I am unacquainted with As I am in some measure what Particular directions he might have which I have not but I positively Declare that I have none but what are contained in my Instructions of which I sent them what related to the revenue which Shews the King thinks any definite time insufficint. And as for the sume they know it is not Enough for the support of all the officers of the Government as they ought to be maintained

Butt I believe I may venture to guess wherein my predecessor might think himselfe Justifyed in concessions in which I cannot, he had the misfortune in the late Queens time not to be supported att home in his Just demands on the Publick for Great Sums laid out by him to serve them and when a Governour is so unfortunate as not to be sufficiently protected att home it may Induce him to Complyances which he could not otherwise Justifye, and the people who do anything for A Governour in these circumstances do it out of Regard to his person and thereby may have his private Good Opinion; tho' they offer what would not be approved att home if represented by one whose applycation is like to have success

Their 4th Resolve is that this house always have & Ever shall shew their loyalty to his Majesty and Great respect to his Majestys Commands in such A manner as the circumstances of the Country they represent will addmitt off

I am very well pleased with this resolve and it almost makes me forgett all the rest and Confirms me in my opinion that before we part wee shall Join in Serving the King & Country, for now they have promised to follow his Majesties directions as far as their circumstances will admitt, that is, I suppose as far as is possible or practicable which has not in all appearance been Yett Endeavoured Since one of the new Ellected members has Instructions from his principalls as I am Informed, to Insist on a longer term then was thought off in the Resolutions att a former Sessions

Their 5th Resolve is of that nature that cannot be Examined into Suddenly but when I have looked over the Journals I

Shall be able to form a Judgment of it Butt in all probability both the Settling a Support and the Bills of Credit have helped to spend the time

Their 6th Resolve is that on a Diligent Search of presidents in our Journalls we do find that it has been practised to have their members qualifyed in their house which was the reason that Induced the house to request the same of his Excellency

To shew them that in Everything in which we have been of Different opinions I have been more exact and well Grounded than they Besides observing their mistakes in Saying in a message to me that this had been formerly desired of Governours and in their Calling itt a privilege which they now find it Proper to Omitt I do now affirm That it appears it never was a practise Such as can signifye Anything but has been a proceeding wholly Irregular and unjustifyable it not appearing upon the records that ever the Clerk of the Crown had a power under the Great Seall for the swearing of members without which he acted against law and those instances are nothing but so many Blunders

Their 7th Resolve is that all laws past by the Governour Councill and Generall assembly are in force and binding on all persons in the province untill they are disallowed by his Majesty or repealed by the same power that made them

This seems to be intended as a reason why those laws which I mentioned to them are still in force, notwithstanding the Instruction which I Gave them word for word and which proves the contrary, and here it is very hard to me to find out why men intirely partiall and Divested of all heats and Animosities and Intending to make no particular use of those printed laws which they cannot of the Instruction I say why they should be so concerned to maintain a point that cannot be defended nor Can I Imagine how they could read the words of that Instruction and not see a plain Answer to the Drift of their Resolve

Laws are in force till the Kings pleasure is known to the contrary here it was known before hand, An Instruction to the same Effect was Sent to the lord Cornbury and has always

been continued to all Governours since without any alteration of the terms of Qualifycation of members So that it was known that when these laws past the crown required "That "the number of representatives shall not be Enlarged nor "diminished or the manner of Ellecting them (thereby "directed) altered there, otherwise than by an act or Acts of "the Generall Assembly to be confirmed by the approbation "of us our heirs & Successors. Now the manner of Electing them is thought to be altered by the words relating to their Quallifycation which are "or be worth £500: Current money of this province in reall and personall Estate as it is in the printed Coppy, Instead of the words "or a personall Estate "in money Goods or chattels to the value of Five hundred "pounds Sterrling as it is in the Instruction

Here is a Difference or Else I suppose this point would never have been disputed thence and from other alterations it follows that those printed laws are not in force but to convince mankind of this out of all possibility of Doubt I have received his majesties Instructions Dated in June 1720 by which the same clause is repeated as before and these words follow "And you are therefore to recommend to the Generall "Assembly that a law be passed there for Ellecting represen- "tatives to Serve in Assembly conformable to this our In- "struction, Which is a direct disowning and disallowing that any such law is now in force and it is to be Observed that all approbations and disallowances of Laws are noe otherwise communicated than by an Instruction to the Governour to be made known to the councill & Assembly I must be so plain as to say that in this case Itt is not my opinion But his majesty's direct words that decide this matter and therefore deserve a particular respect and consideration. And that there may not be room for one word of Reply I must observe before I leave this subject that the printed Act has not been Esteemed in force by the practise here in the province since all the writts by which members have been Ellected to this day that I can find have the words *five hundred pounds Sterrling* as it is in the Instruction and none of them *five hundred*

pounds current money of this province, as it is in the printed Act

I have now taken some pains to Give you and the Gentlemen of the assembly all the Information I could that may lead them Into Just Sentiments & remove their prejudices. If I Succeed I shall think my selfe very happy. If not I shall have no Omission to reproach my Selfe with But I would much Rather that their own Deliberate thoughts and cool reasonings Should bring them to that conduct that becomes their character and the trust reposed in them: They will then believe Reproof is not always an unfriendly office; tho' it is an unacceptable one and that they have not many that are more their friends or yours than

Sr Your humble Servant

Signed Wm BURNET

Att a Councill held att Burlington the 3^d^ day of April 1721

Present

His Excellency William Burnet Esqr

Lewis Morris
John Wills
Peter Bard

His Excellency communicated to this Board what is contained in his Pattent and Instructions relating to the Levying of forces and building of Fortifycations in this Collony as likewise concerning the Assistance to be Given to the province of New Yorke on the same heads; the articles of the Instructions read were N° 63: 68 96 „ & 97. He Likewise communicated a letter from Albany Dated the 20th of March $17\frac{20}{1}$ from the commissioners of Indian affairs of the province of New Yorke in which are the following words

Inclosed we send a letter received from Lawrence Claese and those in the Senneches Country, by which your Excellency may perceive what incroachments the french make on

the Indians of the 5 Nations that even they can prevaill on the Senneches to Desire Priests and a smith from them which If not timely prevented may prove of Dangerous consequence to this Government If not the Ruin of itt

Itt Seems the french are not Satisfyed with the whole furr trade & in takeing possetion & Settling the upper parts of the country. But attempt to gett by degrees Our five nations over to their Intrest, and make themselves masters of them but we hope proper measures shall be taken to prevent their pernicious Designs[1]

Then his Excellency recommended to this Board to Consider of proper places for fortyfycations & to prepare a proper Bill for regulating the Millitia of this Province and making of itt usefull for the defence of the same

His Excellency further Acquainted this board of his Resolution of Errecting a New Regiment of Millitia in West Jersey that they might have three Regiments as well as the Eastern Division

The Gentlemen of the Councill present being few in Number desired that the consideration of those affairs might be Delayed till a fuller number mett

Att a Councill held at Burlington the 4th Aprill 1721

Present

His Excellency William Burnet Esqre

Lewis Morris, John Anderson, John Hamilton } Esqrs

John Wills, John Hugg, Peter Bard } Esqrs

The Minutes of Councill yesterday were Read and the severall things therein mentioned were also read and his Excellency recommended the consideration of them as Yesterday

This day was also read the 98th Instruction as also was

[1] See Calendar N. Y. Hist. MSS., II., 450.

read a translation of the duch letter from Lawrence Claese the English interpreter Among the five nations[1] and his companions to the commissioners att albany

As Allso was read the 91st 94d & 93d articles of his Excellencys Instructions as Governour of the province of New Yorke

Ordered that any five or more of this board be a Committee to Consider of the matters recommended as afforesaid and that upon the whole they report their opinion to his Excellency & this board

It is likewise ordered that the severall papers afforesaid read be Entered att large in the Minutes of Councill

Paragraph of his Excellencys commission concerning levying of forces &ca

And we doe hereby Give and Grant unto you the said William Burnet by your Selfe or by your Captains Commanders by you to be authorised full power and authority to Levy, arm, muster, Command and Employ all persons whatsoever Resideing within our said Province of Nova Cæsarea or New Jersey under Your Government and as occasions Shall serve to march from one place to An other and to Embarke them for Resisting and withstanding all Enemies pirates and Rebells both att Sea and land and to transport such forces to Any of our plantations in America (If necessity Shall require) for the defence of the same against the Invasion or attempts of any of Our Enemies and Such Enemies Piratts & Rebells if there shall be Occasion to pursue & prosecute in or out of the limitts of our said province and plantations or any of them and if it Shall Soe please God them to Vanquish apprehend and take and being taken either according to law to put to death or Keep and preserve alive att your discreation and to Execute martiall law in time of Invasion or other times when by law itt may be Executed and to doe and Execute all and Every other thing and things which to our Captain Generall & Governour in Chiefe Doth or ought of Right to belong

[1] Claese acted as interpreter from 1700 to 1742. See Calendar N. Y. Hist. MSS., II., 276 et seqq.

The 63: 68: 96: 97: & 98 Articles of his Majesties Instructions to his Excellency as Governour of New Jersey

Instruction 63: You shall take care that all planters and Christian Servants be well and fittly provided with arms and that they be listed under good officers and when and as often as shall be thought fitt mustered & trained whereby they may be in a better readyness for the defence of our said province under your Government and you are to Endeavour to gett An Act past (If not allready done) for apportioning the number of white Servants to be kept by Every planter and that they appear in Arms when thereunto required

Instruction 68 whereas it is absolutely necessary that wee be informed of the State of Defence of all our plantations in America as well in Relation to the Stores of warr that are in Each plantation as to the forts and fortifycations there and what more may be necessary to be built for the Defence and Security of the same, You are so Soon as possible to prepare an account thereof, with relation to our said province of Nova Casarea or New Jersey in the most particular manner and you are therein to Express the present state of the Arms Ammunition and other Stores of war Either in any publick magazines or in the hands of private persons together with the state of all places either allready fortifyed or that you Judge necessary to be fortifyed for the Security of Our Said province; and you are to transmitt the said account to us and to Our Commissioners for trade and plantations As alsoe a Duplicate thereof to Our master Generall or principall officers of Our Ordinance which accounts are to Express the particulars of Ordinance,

Carriages, Ball, powder and all other sorts of arms and ammunition in our Publick stores att your said arrivall and soe from time to time of what shall be sent to you or bought with Publick money and to Specifye the time of the disposeal and the Occasion thereof, and other like accounts halfe yearly in the same manner

Instruction 96 And whereas the preservation of the Northern frontiers of our province of New Yorke against the attempts of any Enemys by Land is of great importance to the Security of Our Northern plantations on the Continent of America and more Especially of Our said province of New Jersey, which lyes so near adjoining to our province of New Yorke. And the charge of Erecting & repairing the fortifycations and of maintaining the Soldiers necessary for the Defence of the same as [is] to great to be born by the Single province of New Yorke without due Contribution from others Concerned therein for which reason we have upon Severall Occasions required such contributions to be made and accordingly Settled A Quota to regulate the proportions thereof, you are therefore to take farther care to Dispose the Generall Assembly of Our said province of New Jersey to the Raiseing of such other Supplyes as are or may be necessary for the Defence of our province of New Yorke According to the Signifycation of Our will & pleasure therein already made to the Inhabitants of New Jersey, or which shall hereafter att any time be made to you our Governour or to the Comander in Chiefe of Our said province for the time being

Instruction 97 And in Case of any Distress of any of our plantations, You shall upon application of the

respected [respective] Governours to you, assist them with what aid the condition and Safety of your Government will permitt and more particularly in case our province of New Yorke be att any time attacked by an Enemy the Assistance you are to Contribute towards the Defence thereof whether in men or money is to be according to the fore mentioned Quota or Repartition which has already been Signifyed to the Inhabitants of Our foresaid province under your Government or according to Such other Regulation as wee Shall hereafter make in that behalfe and shall Signifie to you or the commander in Chief of our said province for the time being

Instruction 98 And for the Greater Security of our province of New Jersey you are to appoint fitt officers and Commanders in the Severall parts of the Country bordering upon the Indians who upon any Invasion may Raise men & Arms to oppose them untill they shall receive your Directions therein

Follows the 91, 92, & 93 Articles of his Majesties Instructions to his Excellency as Governour of New Yorke

Instruction 91 Where as it has been thought requisitt that the Generall Security of our plantations upon the continent of America be provided for by a Contribution in proportion to the Respective Abilitys of Each plantation And whereas the northern frontiers of the province of New Yorke being the most Exposed to An Enemie do require an Extraordinary charge for the Erreeting & maintaining of forts necessary for the defence thereof And whereas Orders were given by King William the third for the advancing of £500: Sterll

towards a fort in the Onondago Country & of two thousand pounds Sterrlling towards the rebuilding of the fort att Albany and Schenectady and likewise by Letters under his Royall Sign manuall directed to the Governours of Diverse of the plantations to Recommend to the Councill and Generall Assemblye of the said plantations that they respectively furnish a proportionable Sume towards the fortifycations on the Northern frontiers of Our said province of New Yorke vizt

Rhode Island & Providence Plantation	£150 : — „ —
Connecticut	450 : — „ —
Pensilvania	350 : — „ —
Maryland	650 : — „ —
Virginia	900 : — „ —

And whereas we thought fitt to Direct that you allsoe Signifie to our province of Nova Cæsarea or New Jersey that the Sums which we have att present thought fitt to be contributed by them (If not allready done) in proportion to what has been directed to be Supplyed by Our Other plantations as afores[d] are £250 Sterrling for the division of East New Jersey & £250 Sterling for the division of West New Jersey You are therefore to Inform your selfe what has been done therein and what Remains further to be done and to send an account thereof to us and to Our Commissioners for trade and Plantation as afforesaid

Instruction 92 And you are alsoe in our name instantly to recommend to Our Councill and the General assembly of Our Said province of New Yorke that they Exert the uttmost of their power in providing without delay what further shall be Requisite for Repairing Erecting and maintaining of such parts of that province as you and they shall agree upon

Instruction 93 And you are likewise to Signifie to our said Councill and the said Generall Assembly for their further Encouragement that besides the contributions to be made towards the Raiseing & maintaining of forts and fortifycations on the frontier as before mentioned

It is Our Will and pleasure that in case the said frontier be att any time invaded by an Enemy the neighbouring Colonies & plantations upon that Continent shall make Good in men or money in lieu thereof their Quota of Assistance according to the following proportions viz[t]

The Massachusetts bay	350	Men
New Hampshire	40	
Rhode Island	48	
Connecticutt	120	
New Yorke	200	
East New Jersey	60	
West New Jersey	60	
Pensilvania	80	
Maryland	160	
Virginia	240	
Makeing together	1358	Men

Pursuant whereunto You are as Occasion requires to call for the same, and in case of any Invasion upon the neighbouring plantations, you are upon application of the Respective Governours thereof to be aiding and assisting to them in the best manner you can and as the condition and safety of your Government will permitt

Follows a translation of a duch Letter from Lawrence Claese (the English Interpreter among the five Nations) and his Companions to the Commissioners of Indian affairs at albany

Senecas Country 21st February 17$\frac{20}{21}$

Gentlemen

Wee arrived here by Gods help the 20th of Novembr and the 4th Instant wee mett with the french Interpreter Joncour[1] in the uppermost Castle of the Senecas who Just arrived from Canada with Some of the Senecas Sachems who desired a meeting with us in presence of Joncour, where they acquainted us with the propositions they had made to the Governour of Canada and these he had made to them they have renued & Confirmed their former peace and desired him to send priests and a smith to live in their Country the Governour of Canada Answered to their Request that they should come to a full Resolution in their own Country & then in the Spring of the Year they should come and fetch the priests Jancour Lyes with his followers att a place called Ierond Rwat[2] with three laden Canoes of Ammunition and is to go in March to Niagra, the Indians tell us here that there went last fall to Niagra twelve Canoes, in each Canoe a field piece but could not tell where they intended to Carry them there are but very few Young Indians att home most of them being gone to warr with the flatt heads Indians

Wee are in a very poor Condition here for the want of provisions, there being few Indians here to hunt wee wish Gentlemen you would Shorten our Stay If you think itt proper for wee are here in A Wilderness there is noe more News att present So wee Rest

Your Very humble Servants

Jeremiah Schuyler
Lawrence Claese
Jurian Hogen
John Cuyler
John Cuyler Junr

[1] Jean Cœur. He was still intriguing among the Senecas so late as 1746, when some enterprising Dutchmen proposed to "bring him down, dead or alive."—*Calendar N. Y. Hist. MSS., II., 576; Smith's N. Y. ed. 1776, 225–6.*

[2] In 1738 Claese had reported that the Senecas had allowed Cœur to build a house at Theerondequat.—*Ib., 535.* The word in the text above was probably written or intended for Terond Kwat, the same place referred to in 1738.

Att a Councill held at Burlington the 6th Day of Aprill 1721

Present
His Excellency William Burnet Esqr

Lewis Morris
John Anderson
John Wills
John Hugg
Peter Bard

Lewis Morris Esqr Reported from the committee of this board that was appointed to consider of the matters referred to them on the 4th Instant that the Committee being mett to Consider upon these matters John Wills & John Hugg declared that they Could not Join in makeing any report concerning these matters it being Against their conscience as they are of the people called Quakers

Ordered by this board that any three of the Councill be a Committee to Consider of the same things because a Greater number who are not Quakers Can not now conveniently be had

Att A Councill held at Burlington the 6th Day of Aprill 1721 Post Meridiem

Present
His Excellency William Burnet Esqr

Lewis Morris
John Anderson
John Hamilton

John Wills
John Hugg
Peter Bard

Lewis Morris Esqr chairman of the committee that was appointed to Consider of the matter referred to them this morning Delivered in the report of the comittee in Writting as follows

New Jersey ss

at A Committee of the councill mett att Burlington the Sixth day of Aprill 1721

Present

Lewis Morris, John Anderson, John Hamilton, Peter Bard } Esq[rs] not Quakers

John Wills, John Hugg } Esq[rs] of the people called Quakers

The Committee having considered the matters to them Referred by An Order in councill of this day those of them that are not Quakers, are humbly of opinion that [if] the Subjects of the french King be admitted to Settle in any part of those territories belonging to the crown of Great Brittain now in the possetion of those nations of Indians commonly known by the name of the five nations of Indians it will be A means of making those nations withdraw their alledgeance from the crown of Great Brittain which will be of Dangerous Consequence to all the Brittish Collonies Settled in north America they are humbly of opinion that all the collonies are concerned in Intrest to use their uttmost Endeavours that the said five nations be preserved firm in their allegeance to the crown of Brittain and that none of the Subjects of the french King be permitted to Settle Among them but that all proper and prudent measures Ought to be taken to prevent any Such Settlement or destroy itt when done

As all the Brittish collonies in North America would be Exposed to the Insults and Ravages of the of the five nations of Indians and their allies should they depart from their allegeance and Act under the Influences of french directions So we are humbly of Opinion all of them Ought to Contribute to that expence that will be necessary to be Employed in preventing or Removing what will be a Common Danger to the whole

As to the Errecting of Any fortifycation on the frontier of this province wee are humbly of Opinion that it will not be

Effectuall to prevent any incursions of the Indians for the bounds of this province to the westward being the River Delaware which may in all places from this to the head of itt be past in Canoes and in many places fordable it will be impracticable to fortifye the frontiers of this province towards the Indians in Such manner as to prevent their Entrance into it whenever they think fitt to do So

The distance of the Settlements from Each Other both on the Sea Coast of this province and the river Delaware between this town and the Sea the difficulty of landing on the Sea Coast So as to come att the Inhabitants and the poverty of the people we are humbly of Opinion are (Next to the Divine providence) at present a Sufficient protection without any other fortifycation from the Insults of Any forreign power that may attempt them by Sea or the River delaware

The only thing att present that we think practicably to be made use of for the publick Safety of this province is to put the Millita into such a Condition as to make them usefull for the Defence of any part of the province as there shall be Occasion and this we are humbly of Opinion is Absolutely necessary to be done as soon as may be all which is Nevertheless Submitted to your Excellencys better Judgment by

Your Excellencys
Most humble and
Most obedient Servants
LEWIS MORRIS
JOHN ANDERSON
JOHN HAMILTON
PETER BARD

Which report was approved of by this Board

Ordered that a bill be brought in to Settle the Millitia of this province to render it usefull for the defence thereof and That Lewis Morris, John Anderson, John Hamilton, John Parker, & Peter Bard or Any three of them be a Committee to prepare and bring in the said bill

M[r] Hamilton being indisposed withdrew His Excellency

Informed this Board that yesterday he received A message from the house of Representatives by Isaac Sharp and Josiah Ogden acquainting his Excellency that the house desired to know when he would be waited upon with an address

Ordered that the Clarke of the Councill do acquaint the house of representatives that his Excellency is now Ready in Councill to receive there address

The Speaker with the following Representatives attending

Isaac Sharp, Thos Mason } town Salem		Daniel Smith, Mathew Champion } town & County Burlington		Hessell Peterson, Phillip Scuyler } County Bergen	
John Mason, Dukisson Sheppard } County Salem		Elisha Laurence, William Laurence } County Monmouth		Benjamin Clarke, Thomas Hall } for Somerset	
Joseph Cooper } County Gloster		Josiah Ogden, Joseph Bonnell } County of Essex			

The Speaker desired leave for the Clarke of the Assembly to Read the said address

Then the Clarke of the Assembly read the Said address in these words

To his Excellency William Burnet Esq[r] Captain Generall and Governour in Chief in and Over his majesties province of New Jersey New Yorke and Territories depending thereon in America & vice admirall of the Same &[c]

The Humble address of the Generall Assembly of the province of New Jersey

Sir

We are not Sensible that this house in Generall or any members in particular have gone into any practice dangerous to the Publick or derogatory to his majesties prerogative

Neither can we Give your Excellency a Greater proof of the Sincerity of our Intentions to Comply with the particulars mentioned in your Excellencys Speeches then by the steps we have taken for the preservation of the Sinking Creditt of the province

And by the Expeditious and unanimous resolves we have made towards Support of Government both before and since the prorogation which is agreeable to the practices of former

Assemblies for which Brigadier Hunter told this house that they deserved the thanks of the King and Country And not only So but gave us A Good Character in Great Brittain and it is the opinion of this house we still deserve the same Neither is this house Sensible that in any case wee have Deserved or incurred the Severity of the law

Your Refusing to receive an address from the house of Representatives is such a difficulty that noe General assembly of this province Ever laboured under before Nor do we know of Any Occasion this house hath Given your Excellency to Suspect heats and Animosities amongst us, unless Enquireing into the Quallifycation of Our Members be interpreted as Such which wee Esteem Our undoubted priviledge

Your Excellency adjourning and prorogueing this house from Day to Day for twenty days together must of Necessity be an unnecessary charge to the Country in Generall or to the members in particular If this be the way to make the Sessions Short and Easy this house are Strangers to your Methods of Government

Your Excellencys intermedling with the busyness of the house we take to be a manifest breach of Our priviledges and directing the Speaker to Acquaint the house that unless Support of Government was Settled for five years Your Excellency would pass noe bill which we presume is without Example

In your Excellencys Second Speech you tell us that Every member of this house is to be Sworn before the Governour and that the practise has been always So since the Government Come under the more imediate administration of the Crown, Notwithstanding your Assertion we prove the contrary by Several presidents

Wee presume your Excellency would not have Suffered matters to run this length had not you been imposed upon by Designing men who aim att nothing less than to make your Excellency uneasy and the people unhappy under your administration

In the Lord Cornburys Administration which is said to be the worst that ever New Jersey knew his Lordship did not interpose with the house Inquiring into the Quallifycation of their members Tho' after the house had judged three members quallifyed he delayed to Swear or attest them Severall months which was declared by an other Assembly to be A notorious violation of the liberty of the people

The house was sensible of some difficulties the people laboured under before the meeting of this Assembly but these above mentioned fall more imediatly under our Consideration

As it is our duty it has been our Endeavour and Ever shall be our practise to doe our utmost in Serving our King & Country which we Cannot faithfully doe If wee doe not use our diligence to lay before your Excellency the nature of the difficultys we now labour under

Wee conclude by Assuring your Excellency it is not the Effects of unbecoming heats or unwilling to do our duty in Our Station but a Just Sence of the Great trust reposed in us and that we have noe other views but to maintain the prerogative of the King and preserve the liberty of the people By order of the house

JOHN KINSEY Speaker

Some of the members of this house being of the people called Quakers do heartyly Agree with the matter & Substance in this address but make Some Exception to the Stile

Then His Excellency made the following Speech

Gentlemen

I can with great Sincerity Assure you of my thanks to you for this address because it is So Ample a justifycation of all my proceedings Tho' I am Sorry for your own Sakes that you have made your Conduct so publick before you have considered it more fully

When I had seen your Resolves of fryday last were to be the materials of this address, I wrote to the Speaker Direct-

ing him to Communicate my letter to the house on purpose that you might have all the Assistance & information I could Give you and Since you Seem to have made so little use of itt in Your address I think itt proper to repeat it to you now because I take itt [to] Contain a full Answer to the greatest part of itt the letter was as follows

Here take in the letter which is minuted the 1st of Aprill last [1]

Your address being Entered in your minutes before it was presented I had an opportunity of being better prepared to Answer it at this time which I will now doe to all that I do not Conceive to be fully Answered in the letter which I have read to you and indeed your putting Severall things in your address which were not in your Resolves tho' your last Declares that the address was to be pursuant to them gives me noe Small reason to Suspect that you thought them fully answered by my letter because you were unwilling to own so much You have mixed up your Resolves with Several other matters, that the whole may Seem to say Something new which has not been answered this Suspicion was increased by finding you had not Entered my letter on your Journals tho I told the Speaker I Designed itt for for your use this looks as If you were affraid a full answer to your Resolves Should appear on your own books

but that I may change this Subject for one more Agreeable I confess that any Steps to retrive the Creditt of the Collony are commendable And I hope Yours will Effectually accomplish itt and that you will goe to the bottom of any Embeazlement of the publick money if such there has been I would lett Slip noe opportunity of praiseing you when ever you [have] Given itt me: I wish you had Given me some of another kind but If you mistake your way and are lost in a Wilderness, I will not be wanting in my Endeavours to lead you out of itt. You tell me that I refused to receive your address, this I know nothing off I remember indeed that I told you that I would Send for you when I was ready to receive itt

[1] Ante, pp. 159 et seqq.

and the hopes I had that you would make Some proper additions to it induced me to delay it for [a] few day's, till for Some reasons, which I am not bound to Give you I thought fitt to adjourn and afterwards prorogue you before your address was presented, Is this refuseing to receive your address which I am told my lord Cornbury once flattly did of which your own Journals can Informe you tho' I shall never reckon his conduct a Sufficient precedent to me

If you had well considered the prerogative of the crown or the practise of Brittish parliaments whose powers and priviledges far Exceed those of Assemblys in the Collonies you would have found that adjourning prorogueing and dissolving parliaments, are powers the crowne may Exercise without Giveing reasons and att any time tho' it should prove in the middle of A Debate those powers are fully lodged with me in relation to you and I happened to make use of them when it seems you were inquiring into the Quallifycation of A member The handle you make use of heare is taken from a favour of mine in owning what Induced me in Some measure to adjourn you and If you had been disposed to Judge impartially you must have thought that nothing could be kinder than to give you time (or Interpose as you chuse to call it) when I heard that you were upon a matter wherein the law was not then fully known to you and when that was thought to be law which was really not so And where is now the parallell between this and the Instance you have Given of my lord Cornburys proceeding. Butt what need have I to Argue Against your words when your actions do that for me

You are very fond of the word priviledges but Should be Carefull not to Strain them beyond their Strength least they suffer by itt what you Enjoy of that kind is owing to the Goodness of the Crown and I neither have nor shall invade them and know of noe breach but of your own meaking upon Since [Sense] and Good manners. Who is to intermedle as you Civilly word itt with the busyness of the house, who is to tell you what he Expects for the Kings Service, and who

is to tell you what you may Expect If you doe not Comply with the Kings Commands in the manner he prescribes, who should tell you all this If the Governour does not, or wherein have I varyed from the Kings Instructions unless in Condescending to a proposal that did not Come up to them tho' on Conditions which I then mentioned publickly to the Speaker that If I accepted five years I Expected the like assurance from you which I had from the Assembly of New Yorke that such A Support should never be wanting which method might in Some Degree Answer the Intent of my Instructions

I think there now remains nothing in your address which is not fully answered in this Speech The King and the Country will Judge who have had evill Councellors who have been misled, and imposed upon who are Strangers to all methods of Government and have gone unreasonable Lengths, who are intermedling with matters above them and are not sensible of what they are doing who are acting without Example and Speaking in A manner that was never known who persists in Groundless assertions who make the Government uneasy and the people unhappy who have been now and formerly the cause of Long Sittings to little purpose and who have made reason temper and good manners their Rule and have shewn Loyalty to his Majesty Zeale for the Intrest of the people and knowledge of their own duty

Att a Councill held at Burlington the 15th day of Aprill 1721

Present

His Excellency William Burnet Esq[r]

John Hamilton
David Lyell
John Hugg
Peter Bard

His Excellency acquainted this board that he had a Message from the house of Representatives by Jeremiah Bass

and John Kay desireing that Some of the councill might be appointed to be present att the destroying of the Bills of Creditt in the treasurers hands

Ordered that david Lyell John Wills, John Hugg or any two of them be a Committee for the said Service

Att a Councill held at Burlington the 21st day of Aprill 1721

Present
His Excellency William Burnet Esqr

Lewis Morris
John Hamilton
John Parker
John Wills
John Hugg
John Reading

Ordered that Mr Reading be added to the Committee for Sinking of the bills of Creditt and that it be an Instruction to the same Committee to appoint the time and place for meeting of the Committee of the House of Representatives for that purpose

Att a Councill held at Burlington the 22d day of Aprill 1721

Present
His Excellency William Burnet Esqr

Lewis Morris	John Wills
John Hamilton	John Hugg
David Lyell	John Reading
John Parker	Peter Bard

His Excellency acquainted this board that he had Ordered the Clarke of the Councill to Acquaint the Assembly that he had required the attendance att the councill chamber

The Speaker with the house attending his Excellency Spoke to them as follows

Gentlemen

I now send for you that you may have an undeniable instance of my care that my proceedings be Exactly conformable to law this will best appear by the words of the lords Commissioners of trade and plantations in a letter to me Dated December 28th 1720 all that can Serve for your information in it is as follows

"We have considered the reasons and Opinions transmitted "with your letter of the 17th of October last to Our Secretary "for your Continueing the same assembly which was called "by your predecessor and have nothing to Object thereto, "the practice being Exactly conformable to that in Ireland "where one Parliament has Subsisted under different Gover- "nours Since his Majesty's accession to the throne

This is an ample Justifycation of all my conduct concerning which I have Gott an answer from home. I have noe Reason to doubt of the like success in all my other proceedings. But I am so far from taking a pleasure in being Justifyed by the wrong conduct of Others that I have a true concern for their unhappyness in it and Rejoyce att nothing more than to see that they would make the right use of the Experience they have already had, and Shew that they are ready to Serve their King as well and their Country as Cheap as they ought & to behave themselves to me, as I have reason to Expect which conduct will Effectually bury all past misunderstandings and Settle the affairs of the province on a lasting foot to the Generall Satisfaction

Wm Burnet

David Lyell Esqre Chairman of the Committee appointed to meet a Committee of the house of Representatives for Sinking of the bills of Creditt acquainted this board that he was ready to make report of what they had done therein when this board was ready to receive the same

Ordered that he make itt immediatly

then the said David Lyell in his place Reported Jeremiah Bass Esqre late treasurer of the Western Division Delivered in to the said Committee of this board and of the house of Representatives the sum of £223 „ 13/ — att 8/ ℔ ounce or the Sume of £191 „ 14 proclamation money

And that Isaac Decow present treasurer of the western Division Delivered in the Sume of £574 „ 9 „ 6^d att 8/ ℔ ounce or the Sume of £492 „ 8 „ 1 5/7 proclamation money

	procla money
So that it appears to be paid by Mr Bass.....	£191 : 14 : —
By Isaac Decow.	492 : 8 : 1 5/7
In all paid in by the western Division.....	£684 „ 2 „ 1 5/7

And that William Eires treasurer of the Eastern Division Delivered in the Sume of £236 11/ money att 8/ ℔ ounce or the Sume of £202 : 15 : 2^d nearly

So that it appears by the laws of this province that the arrearage tax of the Severall Counties of the Eastern division

	procl money
Amounts to the Sume of.....	£202 „ 14 „ 10
And that the treasurer of the Eastern division has paid in on that account.....	£202 „ 15 „ 2

So that the arrearage tax for Eastern division is over paid 4^d nearly

all which Bills amounting in the whole to £1034 : 13 : 6^d money att 8/ ℔ ounce or to the Sume of £886 „ 17 : 3 5/7 proclamation money were burned in presence of Both Committees

which proceedings being considered of by this board were approved and confirmed

Att a Councill held at Burlington the 26th of Aprill 1721

Present
His Excellency William Burnett Esqr

Lewis Morris	John Hugg
David Lyell	John Reading
John Parker	Peter Bard
John Wills	

His Excellency acquainted this board that he had received a message from the house of Representatives by

Desireing to know when he would he waited upon with An address and that he told them att five o Clock this afternoon

Accordingly the Speaker with the house attending, the Clarke of the Assembly read the address in the words following

To his Excellency William Burnet Esqre Captain Generall and Governour in Chiefe in and over the province of New Jersey New Yorke and all the territories depending thereon in America and Vice Admirall of the Same &c

The Humble Address of the Generall Assembly of the province of New Jersey

Sir

As it Ever Has so it ever will be the happyness not only of princes but alsoe of those that have the honour to represent them to be Acquainted with the Sentiments of the people they Govern, for want of which the best of them may take wrong measures which may produce different Effects from their good intentions which wee take to be Your Excellencys Case att this time

Butt flatterers and Ill advisers are apt to perswade those in Authority that nothing can be a miss in their administration therefore will not discover the true State of the Country

And when a people are so unhappy to be divided that

party who are in possession of the Royall favours will Endeavour that no advice shall be heard but their own least it Should Discover their weake or Evill intentions wee doubt not but your Excellency has had all the Information from Such persons they could think necessary

Wee thought it Short of Our duty and unbecoming our Station If wee did not with all possible freedome and impartiallity Endeavour according to our Capacity to lay before your Excellency a true Representation of the difficult and unusual disappointments we mett with whilst Endeavouring to Serve our King & Country by way of address in answer to Your Excellencies Speeches

Notwithstanding att our first meeting there were Some doubts remaining with us about the legality of our Continueing to be An Assembly without being Ellected A New, yett receiveing Satisfaction in that particular and haveing Resolved to proceed to busyness we doe assure your Excellency wee are pleased to receive the Account from you of the approbation of the lords of trade and plantations of such a practise by which wee are the more Confirmed that wee are in our duty to his majesty and we take this oportunity to profess that it is with great pleasure we receive from your Excellency assurances of your disposition to doe Good to the province and maintain peace & tranquillity amongst the Inhabitants of this place

And whatever confidence you may please to place in us the representatives of this province we hope Shall allways meet with gratefull and Sutable returns and that we may Give proof of Our Intentions to Peace and Quietness and our Readyness to make a Suteable provision for the Support of government We hope your Excellency will please to give us leave to answer with Silence whatever heretofore has happened the contesting of which may Endanger the breaking of that good understanding which wee hope is now begun and we Earnestly desire may continue not doubting but in Serving the King you will Endear the affections of the country by removing ill men and placing Such in Authority

whose conduct will be a terror to Evill doeres by punishing of vice and immorality and Encourage[ing] good manners virtue and Religion which will be gratefull to all good men and your character will be imprest with love in the hearts of the people

Some of the members of this house being of the people called Quakers do heartyly agree with the matter and Substance of this address but make Some Exception to the Stile

By order of the House John Kinsey Speaker Coll Morris chairman of the Committee that was appointed to prepare and bring in a Bill to Settle the Millitia of this province to render itt usefull for the defence thereof brought in a Bill Intituled An Act for Settling the Millitia [and rendering] of itt usefull for the Defence of this province

Ordered that Said Bill be read the first time

Then the said bill was read the first time & ordered a Second reading again tomorrow

Att a Councill held at Burlington the 27th day of Aprill 1721

Present

His Excellency William Burnet Esqre

Lewis Morris, David Lyell, John Parker, John Wills

John Hugg, John Reading, Peter Bard

The bill Intituled An Act for Settling the Millitia and Rendring of it usefull for the defence of this province was read the Second time and Comitted to the Gentlemen of this Board or any five or more of them

Att a Council held at Burlington the 27th day of Aprill 1721

Present
His Excellency William Burnet Esqre

Lewis Morris
David Lyell
John Parker
John Reading
Peter Bard

Peter Bard Chairman of the Committee to whome was referred the Bill intitled An Act for Settling the Militia & rendring of itt usefull for the defence of this province acquainted this board that the said Committee had gone through the said bill and made Severall amendments thereto which he was Ordered to report when this board would please to receive the same

Ordered that the said Report be made imediatly Then the said Peter Bard Reported the Severall amendments in his place which were approved of by this Board

Ordered that the said bill as amended be Ingrossed

Att a Councill held at Burlington April 28th 1721

Present
His Excellency William Burnet Esqr

Lewis Morris
David Lyell
John Parker
John Wills
John Hugg
John Reading
Peter Bard

The Engrossed bill Intituled An Act for Settling the Millitia & rendring of it usefull for the defence of this province being brought in

And motion being made that it be read the third time

Ordered that the said bill be read the third time Which bill being read the third time And Ordered to pass

Ordered that Peter Bard do Carry the Said bill to the house of Representatives for their concurrence

John Reading presented the report of John Johnston George Willcocks Joseph Kirkbridge John Reading & James Alexander Commissioners and Surveyor on the part and behalfe of the province of New Jersey for ascertaining the north partition line between the Same and the province of New Yorke

Ordered by his Excellency that it be filed in the Secretarys office

Att a Councill held at Burlington May 2d 1721

Present

His Excellency William Burnet Esqre

Lewis Morris	John Wills
Thomas Gordon	John Hugg
David Lyell	Peter Bard
John Parker	

His Excellency Communicated to this board an Account he had from James Logan Secretary of the province of Pensilvania in the words following

On the 2d of this Instant Aprill passed Over the River Susquehannah att the Canoy town[1] About 20 miles above Conestogoe a Considerable number of warriors of the five nations of Northeren Indians to goe to the back part of Virginia to perpetrate mischiefe and Kill the Inhabitants & committ Robberies (there and there aways) and Some of the Chiefs of the Indians Depending on this Government of Pensilvania Endeavoured to pursuade them to Desist to which they replyed that they thought themselves to be the masters of the country & that they vizt our people affordd were not

[1] The Conoy Indians came from Piscataway, in Maryland, to an island in the Potomac, then to Philadelphia, then to the Susquehanna, and then higher up that river to Conoy town, in what is now Lancaster county, Pa., where Conoy creek perpetuates the name.—*Penn. Col. Records, IV., 657; Memoirs Hist. Soc. Penn., IV., Part 2, 210.*

better than the Christians Slaves but they might assure them selves and the Great men of the Christian Government that the Kings & Chiefs of the five nations from whence they came would be here att Conestogoe to see how the Christians will answer for Settling lands on the said River and dispute the property with the disposers of the same

On the 21st of this Instant news came to Conestogoe that the afforesaid Company of Warriors were mett with in the bounds of Virginia and Severall of them Killed and many much wounded by a Company of Virginia Indians, four young men being come back to the Canoye town afforesaid two of which belong to Connestogue bring the news and the rest come by water not being able to travell by reason of the wounded men

The Speaker with the assembly attending the Speaker delivered unto his Excellency a Bill Intituled An Act for the Support of the Government of his Majestys province of New Jersey for two years which was past by the Assembly and sent up for the concurrence of this Board

His Excellency Ordered that the Clarke of the Councill do Carry to the Assembly Coppies of the papers which were Communicated to this board the 3d and 4th of Aprill last as allsoe the afforesaid account from James Logan for their Consideration

Att a Councill held at Burlington the 3d day of May 1721

Present

His Excellency William Burnett Esqre

Lewis Morris	John Wills
Thomas Gordon	John Hugg
David Lyell	Peter Bard
John Parker	

A message from the Assembly to the Councill by Joseph Bonnell & Phillip Schuyler in these words there being an Omission in the Bill for Support of Government Sent up to

the councill for their Concurrence (it not being Signed by the Speaker) the house desire that the said bill be sent back in order to be Signed—by order of the house

Mich[l] Kearny Clarke

Ordered that the paper Sent up to this board for their concurrence Entituled An Act for the Support of the Government for his majestys province of New Jersey for two years be sent back to the Generall Assembly that they may If they think fitt passe the same it not appearing to this board that it is past into a Bill by the said Generall Assembly

Att a Councill held at Burlington May 3[d] P: M: 1721

Present

His Excellency William Burnet Esq[r]

Lewis Morris
Tho[s] Gordon
David Lyell
John Parker

John Wills
John Hugg
Peter Bard

The Clarke of the councill acquainted this board that he had Carryed the paper intituled An Act for the Support of the Government of his Majestys province of New Jersey for two Years to the house and had therewith delivered the message which in the forenoon he was ordered by this board

A Message from the Assembly by Joseph Bonnell and Philip Scuyler with the bill intituled An Act for the Support of the Government of this his Majestys province of New Jersey for two Years Acquainting this board that the Assembly had passed the Same and desireing the concurrence of this board thereto

Ordered that Said Bill be read And the Said Bill having been Read the first time Ordered a Second reading

Then the said bill was read the Second time and Committed to the Gentlemen of this board or any five of them

A Message from the Assembly by Joseph Bonnell and Philip Suyler with the Bill intituled An Act for Settling the Millitia and rendring of it usefull for the defence of this province and one amendment thereto and Acquainted this board that they had past the said bill with one Amendment and desired the concurrence of this board thereto

Ordered that the said Amendment be read Which being read and Considered of This board disagrees to the said amendment

Ordered that Peter Bard do carry the said Bill with the Amendment to the house of Representatives and acquaint them that this board disagrees to their said Amendment

Att a Councill held att Burlington the 4th of May 1721

Present
His Excellency William Burnet Esqr

Lewis Morris	John Parker
Thos Gordon	John Hugg
David Lyell	Peter Bard

His Excellency acquainted this board that the Safety of the province of New Yorke in which this province is So Nearly Concerned requireing his Excellencys attendance there to meet the assembly of that province on the 9th of May and the assembly here having not finished the important business for which they were called Severall bills yett depending unfinished he desired their opinion on this occasion

It is the opinion of this board that his Excellency's attending the assembly of New Yorke is necessary and also that of this province with as little delay to both as is possible and the present distance being So great that its impracticable they therefore Judge itt Necessary that the assembly be adjourned to Perth Amboy to Such time as his Excellency Shall think fitt

Ordered that the assembly be forthwith adjourned to munday the 8th of this Instant

A Message from the Assembly with the Bill Intituled An Act for preventing the multiplicity of Law Suits Acquainting this board that they had passed the same and desired the concurrence of this board thereto Ordered that it be read the first time & Ordered a Second reading

Att A Councill held at Barlington the 5th day of May 1721

Present

His Excellency William Burnet Esqre

Lewis Morris, Thomas Gordon, David Lyell, John Parker

John Wills, John Hugg, Peter Bard

John Parker chairman of the committee to whom was referred the bill Intituled an act for the Support of the Government of his majestys province of New Jersey for two years to Commence from the twenty third day of September last past and to End the twenty third day of September one thousand Seven hundred and twenty two acquainted this board that said Committee had gone through the said bill and made some amendments thereto which he was ready to report when this board would please to receive the Same

Ordered the said Report be made Imediatly then said John Parker Reported the Severall Amendments in his place which were approved of by this board nemine contra dicente

Ordered that said Bill be read the third time as amended which bill being read the third time with the Amendments is passed Nemine Contra dicente as amended

Ordered that John Parker Esqre do Carry the said Bill with the Amendments to the house of Representatives to Acquaint them that this board has past the Same with Some Amendments

Att a Councill held att Perth Amboy May 13th 1721

Present
His Excellency William Burnett Esqre

Lewis Morris	David Lyell
Thomas Gordon	John Parker
John Anderson	John Johnston
John Hamilton	Peter Bard

Joseph woodruff Plaintiff in error
ver
Jacob Daniel on the demise of Elwd Vaughan Deftt

On Motion of Thomas Gordon councill for the Deffendant that his Excellency would appoint such time as his Excellency and this board should think fit for hearing the cause Joseph woodruff plaintiff and Jacob Daniel Defendant in Error Depending before this board

Ordered that munday the 19th day of June next be and is hereby appointed for hearing the said Cause and that the Plaintiff in Error be Served with this Order

A message from the Assembly by Captain Bonnell and Mr Hall in these words

Ordered that Captain Bonnell & Mr Hall do carry the Bill Intituled An Act to Settle the millitia &c to the Councill and acquaint them that this house do adhere to their Amendment

Ordered that Captain Bonnell & Mr Hall do Carry the bill for Support of Government to the councill and Acquaint them that this house disallowes their amendments

His Excellency Acquainted this board that he had observed a Clause in the votes of the house of Representatives of the 12th P M in these words

A Motion being made and the Question being putt whether this house will allow any Amendments to be made by the Councill to the bill for Support of Government or not it was Carryed in the Negative

Resolved that noe amendment be made by the councill to the said Bill

Upon Consideration of the message and clause above this board Come to the following Resolutions

Ordered that Peter Bard Esqre waite on the house of Representatives & acquaint them that this board desire them to Appoint A Committee of their house to Confer with a Committee of this board

Att a Councill held at Perth Amboy May 26th 1721

Present
His Excellency William Burnet Esqre

Lewis Morris
Thomas Gordon
David Lyell
John Johnston
Peter Bard

Ordered that the Clarke of the Councill do Acquaint the house of Representatives that his Excellency requires the Attendance of the Assembly Imediatly

The Speaker with the house attending his Excellency Spoke to them as follows

Gentlemen

You may be assured it is with a Great deall of uneasyness that I find my Selfe Oblidged to Speake to you in a Strain that can neither be agreeable to your Inclinations nor to my own, Especially when you have the honour to represent a people whose Intrest I have So much att hart, But while his majestys Instructions and the Ease of the Inhabitants of this Collony are my rule, and your private views & Resentments are yours it is not probable that we shall Agree in Our Sentiments, and Sence you have Endeavoured even in your last address to Justifye part of your former Conduct and to Charge

me with being Influenced by flatterers and Ill advisers, Itt becomes necessary for me to Sett the whole matter in a Clear light that all such false collours, as well as other malitious reports may be Silenced and the truth universally prevail

You tell me in your last address that you have received Satisfaction in that particular about the legality of your Continuing to be An Assembly This which you Call a particular was the first Great point agitated among you in which you Gave a plain Instance of your Intentions to differ with me and to do nothing for the Publique Service Since you refused obedience to the Kings writt and my Summons in a Seditious & Illegall manner, And though you have often denied this charge when I have laid it home to you, yet you now appear Guilty by your own Confession, and because I did not [give] way to you in this disorderly proceeding but Oblidged you to Attend the busyness for which you were Called you have acted with resentment and want of temper Ever Since; which Shews by what all your Actions are to be Explained.

And that this may appear beyond any possibility of Doubt the very same Persons who then refused to Serve, Except one worthy member who owned himselfe misled, have ever Since continued their Combination to Confound & perplex what they were ashamed in direct terms to refuse.

When this is considered it will appear no wonder that you attempted to Expell one of those who had been Early in their duty of meeting, and when you were Interrupted (as you have Called itt) in order to give you an opportunity to consider the law and your own duty more thoroughly which I flattered my selfe would bring you to a Calmer temper; Instead of making the right use intended by Such An Intervall, you mett me again in how decent and Justifyable a manner, the Expressions in your own address can testify; and to Shew how resolved you were to gratify your Resentments, you did Expell that member, though you were told by a person, whose Judgment you paid a particular defference to that what you were Going to do was against law

Of the same nature was your proceeding with Mr Gordon,

whome after you had sent for to Explain his Accounts, and you knew he was coming you thought fitt to condemn without hearing him and that upon A mistaken Scheme of An account, which I hear many of you now think Groundless: And Yett this piece of unjustice is all you have done to Sink the Paper Bills and retrive the Publick Credit, So that those who are Sufferers upon that account Can expect no Relief from your Resolutions

The Bill you att last made for the Support of Government was in Such a manner, and Clog'd with Such Clauses, that you Knew I could not pass itt, without breaking the King my masters Instructions; particularly in Consenting to So Short a term of a Revenue, Contrary to An Instruction which I have allereadly Sent you, and in Permitting monies to be Issued by warrants from the Speaker in contradiction to what is Contained in the following Instructions N° 35

"You are not to suffer any Publick moneys whatever to "be Issued or disposed of otherwise than by warrant under "your hand by and with the advice and consent of Our said "Councill

The councill therefore according to their duty Amended the bill so as to make it agree with the King's Instructions And because they found the wages for this long and fruitless Sitting, had, or would have amounted to a Sume Equall to, If not Exceeding the common annuall support of this Government which would be a Grievous burthen on the people, they Generously Struck off their own, as well as yours which by your own confession Seems necessary for the Ease of the collony, Since you have said they were under difficult Circumstances att present, when this bill came back to you: you not only disagreed to all the Amendments but with an unheard of presumption, pretended to direct, that the Councill do not amend the said bill. This Shews what regard you have to the Common Rules of Decency. You may declare what you will not agree too or Receive; but to Order what the Councill shall not do is none of your Busyness

The councill had likewise Sent you down a Bill for the

better Regulating the millitia and Soone after I Gave you the Clauses in his Majtys pattent and Instructions to me relating to that Subject and Severall other papers: by which it appears that the danger from the french and the Indians is dayly Increasing, that you might See the Necessity of a more Effectuall provision for the Safety and Defence of the province than had been made by the former millitia Bill, this new Bill you thought fitt wholly to reject, and putt the other in its place, without Ever Entring into any particular Enquiry into the matter, or taking any farther Notice of Any of the papers I sent you, than barely once Reading them

by All the course of your proceedings it is Evident, You are not So much contending with me and the councill, as directly with his majesty whose Instructions you have entirely disregarded

What can be proposed by such a conduct, but to affront the Government and by a long Sitting to raise a Considerable Salary to yourselves att the Expence of the Country, which you are Certain to renew every two years, If the Governour will consent to A Support for so Short a time

This has been the Behaviour of the Majority of your house, as a house against the opinion of that lesser but honest part, who had too Just a Sence of their duty & the publick welfare, to Join in itt, and whome for their steadiness, I and their country have reason to thank, as wee have to despise the mean arts of Ill designing men, who, when other means faile, have recourse to the most ridiculous Stories to Keep up their party as, that I have demanded A five years Support for me and my heirs; So that when I die, or am removed, there must be another Support raised for Another Governour, during the Residue of that term, this must be So well known to be false and Impossible, that I can not believe it has mett with any Credditt. But when the Bill for the Support of Government, and the amendments made to it, Shall be made publick from the press the Country will then know what to believe, and how to distinguish their Reall, from their pretended friends

Another malitious & Groundless Story has been Spread, That I designed to dispossess the Sweed's of their Estates'; and Several others of the same nature and probably have been dispersed, by what sort of men, & for what purposes, it is no difficult matter to guess

And now Gentlemen, upon the whole I must observe to you that your conduct has carryed in it So much Indignity to his majesty and would prove, If not timely prevented, Such an Oppression to the Collony that I will rather Serve for nothing, and Spend my own fortune in the defence of his majestys Honour and the wellfare of the province, than ever Give way to it. Since then you have So ill discharged the trust reposed in you by those you represent, I have thought fitt by vertue of the powers and Authorities Granted to me by his majesty, under his great Seall to dissolve this Generall Assembly and you are hereby dissolved from being and Sitting, or Acting any more as the Generall assembly of this province of New Jersey

May 26th 1721 Wm Burnet

Att a Councill held at Perth Amboy the 3d Day of July 1721

Present

His Excellency William Burnet Esqre &c

Lewis Morris
John Anderson
John Hamilton
David Lyell
John Parker
} Esqrs of his Majestys Councill

Joseph Woodruff plaintiff in Error
ver.
Jacob Daniell on the Demise of Edward Vaughan.

On the petition of Joseph Woodruff plaintiff in Error praying longer time for Arguing the Errors assigned in this Cause.

Thomas Gordon for the Deffendant in Error moved that no longer time might be Granted because the plaintiffs lease would Expire the 24th of this Instant month of July unless the plaintiff in Error would agree to Enlarge the lease for a longer time which the plaintiff consented too

Ordered by Consent of Both partys that the lease of Jacob Daniel on the demise of Edward Vaughan for lands and tenements in Elizabeth town in the County of Essex in An action of trespass & Ejectment against Joseph Woodruff Deffendant on a writt of Error before this board be Enlarged for three Years longer after the Expiration of the affores[d] lease, and that the cause be Argued the Second tuesday in November Next

Att A Councill held att Perth Amboy this 4th July 1721

Present

His Excellency William Burnet Esq[r]

Lewis Morris
Thomas Gordon
Jn° Anderson
Jn° Hamilton
David Lyell
Jn° Parker
} Esq[rs]

M[r] Lyell one of the Gentlemen of his majesties Councill Informed the Governour and this Board that he had been Insulted by one John Case in the presence of the high Sherriff of Monmouth by the said Cases fyring a Gun twice near his horse which he knew was fiery and apt to Start and done as he belived to Cause the horse to throw him, that Case purposely Crost the way Just before his horses nose saying he had as much Right to use the way & ride in it as any one & might doe it in what method he thought proper that it was vissible by his whole conduct he designed to Affront & Insult the said Lyell as being of the Councill having continued that Rudeness after he was desired to desist that lyel commanded the Sherriff to take the said Case into his Custody which he

refused telling Lyell Case was an Impudent fellow and not to be minded which refusall proved an Encouragement to the said Case to persist in his Rudeness That among many other Rude & Reflecting Speeches against the Government which Mr Lyell cannot remember he used these words: that the Country was men & would not be imposed upon and that they would Stand by one another and that they were not to be frighted with notions of Canada Indians for he was the man would fight them all him selfe that would Ever Come to disturb this Country which words he takes to be Spoken in Ridicule of the Governours representations to the Generall assembly of the dangers to be apprehended from the Influence the french had or might have over the Indians and the necessity of a Millitia Act to put the country in A posture of Defence, Mr Lyell farther Informed this Board that being at crosswicks in Company with Lawrence Smith Sometime during the Sitting of the Generall Assembly he heard this Case Say that the Governour demanded a Support for the Government for him & his heirs & Explained itt that in Case the Governour died the Support then to be provided must go to his heirs and A new Support be raised for A new Governour which would be a double charge Mr Lyell observed upon it that how ridiculous Soever that notion appeared to this board Yett it was to Evident it was Industrously Spread & had gained Credit among the people and is belived to be one Great Means of preventing the raiseing any Support for the Government Mr Lyell represented to the Board that he did not conceive this treatment of him So much to proceed from a dissatisfaction to himselfe but that he being one of the councill Said to be in the intrest of the Governour it was done to affront the Governour & Government the Generallity of the people of that County being not well affected to the present administration

His Excellency Informed the board that he had upon the complaint of Mr Lyell Ordered the Sheriff of Monmouth to Apprehend the said Case who had returned upon the warrant non est Inventus The Sheriff of monmouth attending being

called in and Examined Confes't he was present att this treatment of Mr Lyell and that he did not take Case into his Custody att Lyells Command for which he askt the Governours pardon Saying it was the first offence he had Committed he said alsoe that as Soon as he Gott the Governours warrant he made dilligent Search for Case but Could not find him, & then withdrew. The Governour then observed to the Board that he had been informed of the Generall dissatisfaction of the people of that Countie that practices of this kind If not timely Stopt must bring the Magistracy into Contempt and End in a Rebellion of the people and overthrow of the Government that he was Sorry to find by the countenance Given to So mean a man as he was Informed this Case was (being a Journey man Sadler[1]) that men of most Ranks had been Influenced to think meanly and disrespectfully of the publick Administration that he had observed that this contempt and disrespect had very much Grown Since his tendring the Oaths to a Knowne Jacobite[2] who had refused them whether this proceeded from the Influence he and his friends had he would not determine, but that it Justly rendered them suspected and that the best way for Such to Clear themselves was a Steady and Publick application to remove the groundlesse prejudices of the people Influenc't by the little and low arts of Disaffected persons, that for his part he would not Suffer the Government to be trampled on: and thought the Sherriff by his conduct Shewed himselfe to be of the number of the dissafected and not a fitt person to be trusted with that post and therefore desired any person of the Board to recommend Some other Person to be Sherriff of the County of monmouth

The Board were of Opinion that one of the Judges of the Supream Court be directed to Issue his Warrant to the Severall Sheriffs in the province to apprehend John Case and Secure him so as to be brought before the governour & councill att their next Sitting that he may be Examined on these matters

[1] The man whom this "Journey man Sadler," as the Governor contemptuously calls him, had the temerity to insult, was a goldsmith by trade.—*Whitehead's Perth Amboy*, 84.

[2] George Willocks. See *ante*, and N. J. Archives, V., 11.

and that the Clarke of the Councill write to one of the Judges accordingly

The Memoriall of Thomas Gordon Esqre being read in these words

To his Excellency William Burnet Esqr Captain Generall and Governour in Chief of his Majesty's provinces of New Jersey &^c in Councill

The memoriall of Thomas Gordon late receiver Generall and treasurer of the said province of New Jersey

That Whereas Brigadier hunter late Gover^r of said province did by & with the advice and consent of his Majesties Councill the 28th March 1719 Order and appoint John Anderson David Lyell and John Parker a Committee of the said Board diligently to Inspect Examine and audit the accounts of said thomas Gordon during the time he was Receiver Generall & treasurer of said province to witt from the 23^d of September 1710 to the 26th march 1719 and make report thereof

That whereas the said John Anderson David Lyell and John Parker the 21st August 1719 did make report to the honorable Lewis Morris Esq president of his Majestys Councill of the said province in Councill that they had Inspected and Examined the said Acco^ts of the said Thomas Gordon during the time he was receiver Generall and treasurer of Said province which they found to be well Instructed and proved by Sufficient Vouchers for Every Article of said acc^ts and that the Ballance due by him to the publick was fifty pounds one shilling and five pence proclamation money which report was approved of and ordered to be Entered in the Councill Books which was done Accordingly

That Whereas your Excellencys memorialist is ready to pay the ballance to William Eires[1] Esq present treasurer of the Eastern division of this province or whome Else Your Ex-

[1] William Eier was the first Mayor of Perth Amboy, in 1718, and in the same year was chosen one of the first Wardens of St. Peter's Church in that town.—*Whitehead's Perth Amboy*, 50, 53, 217, 239. In 1722 Governor Burnet recommended him for the Council, and, failing that, tried hard, but vainly, to get him elected to the Assembly from Perth Amboy.—*N. J. Archives*, V., 31, 61.

cellency and this Honourable Board Shall please to Appoint to receive the Same

May it Therefore please Your Excellency

That upon producing Receipt of the said Ballance from whome Shall be appointed to receive the Same that Your Excellency and this honourable Board would please that your Excellencys Memorialist and his Suretys may be Acquitted & discharged of said acc^{ts} dureing the time he was Receiver generall & treasurer of said Province by Instrument under the Broad Seall of this province or otherways as to your Excellency and this Honourable Board Shall Seem Just and reasonable

THOMAS GORDON

And allso a receipt produced from William Eires the Receiver Gen^{rll} for £50 : 1 : 5 proclamation money being the Ballance of an acc^{t} formerly audited by a Committee of Councill and by the said Councill approved of: it is the opinion of this board that Mr Gordon has truly accounted and is Entituled to a discharge and they pray his Excellency to represent the same to the Right Hon^{rble} the commissioners of the treasury for their approbation & allowances

At a Council held at Perth Amboy the 7th Day of March 1721[1]

Present

His Excellency Wm Burnet Esqr Governour

Lewis Morris
Thomas Gordon } Esq^{rs}
David Lyell

[1] The members of this Assembly were: *Perth Amboy*—[Dr.] John Johnston, Andrew Redford; *Middlesex*—John Kinsey, Moses Rolph; *Somerset*—Robert Lettis Hooper, Thomas Leonard; *Essex*—Josiah Ogden, Joseph Bonnel; *Bergen*—William Provost, Isaac Van Giesen; *Monmouth*—William Lawrence, Garret Schanck; *Town of Burlington*—John Allen, Jonathan Wright; *County of Burlington*—William Trent, Thomas Lambert; *Gloucester*—Samuel Cole, John Mickell; *Town of Salem*—John Mason, Thomas Mason; *County of Salem*—Isaac Sharp, Bartholomew Wyatt; *Cape May*—Humphrey Hughes, Nathaniel Jenkins.—*Smith's N. J.*, 414. The Assembly minutes, however, name Capt. Samuel Leonard instead of Andrew Redford (or Radford) for Perth Amboy.—*Proceedings N. J. Hist. Soc.*, May, 1850, page 26, and Assembly Minutes, *passim*. The printed minutes give Isaac Van Geizle for Van Giesen, but the latter is correct.

The Representatives Chosen to Serve in General assembly attended and took the oaths appointed to be taken & Signed the Declaration & abjuration & the Governour Directed them to Repair to their house and make Choice of a Speaker to Present to him for his approbation & then the Members with Drew

Post Meridiem

A message from the members by Mr Trent & Mr Provoost that they had made choice of a Speaker & desired to know when his Excellency would be attended by the house to Present their Speaker

his Excell^{y} ordered the Secretary to acquaint the house that he Expected their attendance Imediatly

The Secretary Informed his Excell: & the Board that he had Delivered his Excell: orders to the house

The house attended & presented John Johnston Esqr for their Speaker who his Excellency was pleased to approve of, and made a Speech to them in the following words

Gentlemen

The Choice which the Country has made of you to represent them gives me a happy opportunity of knowing their Sentiments, now when they have been fully informed of mine in the most publick manner, I have no Reason to Doubt that after so much time given them to weigh and Consider every Particular, you Bring along with you their hearty resolutions to support his Majestys Government in Such an ample & honourable manner as will become you to offer and me to Accept

And in doing this I must recommend it to you not to think of me So much as of the Inferiour officers of this Government who want your Care more & whose Sallerys have hither[to] amounted [to] a Very Small Share of the Publick Expence

I Cannot neglect this occasion of Congratulating you upon

the Treasures latly discovered in the bowells of the Earth[1] wch Cannot fail of Circulating for the General good the increase of Trade & the raiseing the Value of Estates and now that your are Just begining to tast of New Blessings I cannot but remind you of those which you have so long enjoyed and without wch all other advantages would but have Increased Your Suffering under a popish King & a ffrench Government,

you can ascribe Your Deliverance from these to nothing but the Glorious Revolution begun by King William the third of immortal memory and Compleated by the happy accession of his Present Majesty King George to the throne of Great Brittain and his Entire Success against his Rebellious Subjects at home & all his Enemies abroad,

To this Remarkable Deliverance directed by an over ruling hand of Providence You ow the preservation of Your Laws & Libertys the Secure enjoyment of your property & the free Exercise of religion according to the Dictates of your Conscience

These Invaluable blessings are so visible among us & the Misery of Countrys where Tryanny & Persecution prevails So well known, that I need but mention them to raise in your minds the highest Sence of your obligations to Serve God to honour the King & to love Your Country[2]

At a Council held at Perth-Amboy March 13th 1721

Present

His Excellency William Burnet Esqr Governour

John Anderson
John Parker
Peter Bard
} Esqr

[1] Doubtless referring to the discovery of copper ore at Second River. See Memoir of Josiah Hornblower, by Wm. Nelson, Proceedings N. J. Hist. Soc., May, 1883, p. 182.

[2] This address is given in Smith's N. J., 414.

The Governour Sent the Secretary to acquaint the General Assembly that he was ready to Receive them

The General Assembly attended the Governour & Council & presented the following address by their Speaker

To his Excellency William Burnet Esqr Capt Generall and Governour in Chief of his majestys Provinces of New Jersey New York & the Territories thereon Depending in america & vice admiral of the Same &^{c}

May it please your Excellency

Wee gladly Imbrace this opportunity to answer Your Excellency that our Sentiments & those we represent are one & the same cheerfully to Demonstrate our loyalty to our Sovereign King George—Submission to his Substitute and ready to Support his Government over us in all its branches in the most honourable manner the Circumstances of the province will allow which wee hope your Excellency will Accept of, tho it falls Short of what the Dignity of his majestys Governour and the Inferiour officers of the Government might Expect were the Province in a more fflourishing Condition

We thankfully acknowledge Your Excellency congratulation and doubt not but when the Imaginary Treasures (Except Mr Schylers) becom's Real the Country will not be wanting in their Duty to his majesty in makeing Your Excellency & the Officers of the Government partakers of the advantage

Wee Doubt not but your Excellency will Extend Your goodness to Countenance any Proposalls that may tend to the publick utility

Wee hope Your Excellency will Excuse us in fall[ing] Short of words to Express our thank full acknowledgements to God almighty, & those under him who have been Instruments in working deliverance to that Glorious nation to which wee belong, from popery, Tyrenny, and arbitrary power, wishing it may always be Supplyed with great &

good men that will Endeavour their utmost to maintain his majestys Royall Authority & assert & defend the Laws Liberties & properties of the People against all foreign and Domestick Invaders

Wee begg your Excellency to belive the Sincerity of our thoughts that there are none of his Majestys Subjects that Entertains hearts more Loyall and Affectionate & desire more to Testify their duty Gratitude and obedience to their Sovereign King George his Issue & Majestrates in their Respective Degrees then doth the Representatives of his Majestys Province of New Jersey[1]

JOHN JOHNSTON Speaker

Severall of the Members of this house being of the people Called quaker's do heartily agree with the Matter & Substance of this Address. but make Some Exception to the Stile. Signed by order of the house.

At A Councill held at Perth Amboy March 21. 1721

Present
his Excellency William Burnett Esq[r] Governour

Thomas Gordon
John Anderson
David Lyell
John Parker
John Wills
John Reading
} Esq[rs]

A message from the house of Representatives by M[r] Scank & M[r] Radford March the 20th 1721 who brought a bill Entituled an Act to Prevent Multiplicity of Law Suits to which the [they] desire the Concurrence of this board

Ordered that the bill be read & the bill was read the first time & ordered to be read a Second time

[1] This address is printed in Smith's N. J., 416.

Post Meridiem Present as above

The bill Entituled an Act to prevent the Multiplicity of law Suits was Read a Second time

Ordered it be Comitted to the Gentlemen of the Council or any five of them

At A Council held at Perth-Amboy March 22d 1721

Present

His Excellency William Burnet Esqr Governour &c

Thomas Gordon
John Anderson
David Lyell
John Wells
John Reading
} Esqres

Mr Wills Reported from the Comittee that they had Gon through the bill Entituled an Act for Preventing Multiplicity of Law Suits and made Some amendments thereto which he was ready to Report

Ordered the sd Report be made Imediatly

Ordered the sd bill be read a third time wth the amendments

The sd Bill was read a third time with the amendments

Ordered the sd Bill do pass as amended, & that Mr John Wills do Carry the said Bill with the amendments to the house of Representatives for their concurrence

Ordered that the Secretary do lay before this board all bills in his Custody not already Past.

Mr John Parker took his place at the Board

A message was brought from the house of Representatives by Mr Ogden and Mr Vangeezon with a bill entituled an Act for Settling the Militia of this Province to which they desired the Concurrence of this Board

Ordered sd bill be read the first time

The said bill was Read the first time and ordered to be Read a Second Time

Post Meridiem Present as above

The s[d] bill was read a Second time.

Ordered said Bill be Committed to the Gentlemen of the Council or any five of them

A message from the house of Representatives by M[r] Lambert and M[r] Wyatt to acquaint this Board that the house of Representatives had agreed to the amendments made by the Council to the bill Entituled an Act to Prevent Multiplicity of Law Suits

This Board observing that the assent of the Assembly to the aforesaid bill no ways appear in writing.

Ordered that the Gentlemen of the Council or any five of them be a Committee to Enquire into Presedents & make a Report to this Board what has been the usuall practise in Such Cases

At a Council held at Perth Amboy 28th March: 1722

Present
His Excellency William Burnet Esq[r]

Thomas Gordon
David Lyell
John Parker
John Wills
John Johnson
Peter Bard
} Esq[rs]

A message from the house of Representatives by M[r] Lambert & M[r] Wright with a bill Entituled an Act declaring the manner of Ellecting Representatives to Serve in General Assembly, & also laying Penalties on all Sherriffs officers &

others that Shall use any unfair means to obtain an unfair Ellection or make an undue return,[1] acquainting this Board that they had passed the Same and Desireing the Concurrence of this Board thereto

Ordered the s^{d} bill be read the first Time; then the Said bill was Read the first time and ordered to be read a Second time

Mr Gordon Chairman of the Comittee appointed to Search presidents Concerning the usuall Practises of Signifying the Assent of either house to the amendments of bills to the other, Reported that the Comittee have Inspected precidents in the above matter to them Referred & do find the Practise has been for messages to be Some times in Writeing & Some times verbally & we also find the usuall practise has been that whoever last agrees to the amendments of any bill whether it be this board or the house of Representatives there the bill is Lodged & Engrossd and when messages are Sent of agreeing to the last amendment of any bill there ought also to be notice of their haveing ordered the s^{d} bill to be Engrossed, to which Report this board agreed

Ordered that Mr Wills do Carry back the bill Entituled an Act to Prevent Multiplicity of Law Suits with the Amendments to the house of Representatives to be by them Engrossed it appearing to this board upon Search of Presidents that who ever last agrees to the amendm^{ts} of any bill whether it be this board or the house of Representatives there the Bill is Lodged & Engrossed

Mr Bard presented a Petition from Severall of the out Inhabitants free holders of the County of Burlington Commonly called the New Township Praying that a day may be appointed for them to be heard to the allegations of their s^{d} Petition

Ordered that the Petition^{rs} do Sett forth at large all the particulars hardships & oppressions complained of by them only in General Terms in the afores^{d} Petition & lay the s^{d}

[1] An illustration of the need for such legislation will be found in N. J. Archives, X., 225, note.

Particulars before this Board for their Consideration & that the Clerk may let the Petitioners have a Copy of this order

At A Council held at Perth Amboy March 29 1722

Present
His Excellency William Burnett Esqr Governour

Thomas Gordon
David Lyell
John Parker
John Johnston
Peter Bard
} Esq^{rs}

Mr Bard Chairman of the Comittee to whome the Bill Entituled an Act for Settling the Militia of this Province was referred Reported that the Comittee had gon through the s^{d} Bill and made Severall amendm^{ts} which amendments were read & agreed to by this Board

Ordered that the said bill be Read the third time as amended the bill was Read the third time,

Ordered that the s^{d} Bill with the amendments do pass

Ordered that Mr Bard do Carry back the s^{d} Bill to the house of Representatives with the amendments made thereto by this Board for their Concurrence, Pursuant to the order of Yesterday the Bill Entituled an Act declaring the manner of Ellecting Representatives to Serve in Generall assembly and also laying penalties on all Sherriffs Officers & others that Shall use any unfair means to obtain an unfair Election or make an undue return was Read a Second time

Ordered Said bill be Comitted to the Gentlemen of the Council or any five of them

At A Council held at Perth Amboy March 30th 1722

Present
His Excellency William Burnet Esqr Governour &c.

Thos Gordon
John Anderson
David Lyell
John Parker
John Wills
John Johnston
Peter Bard
} Esqrs

Gawn Drummond[1] presented a petition to the Governour, Ordered that Mr Kearny have a Copy of Said Petition & that he give his answer in writing this Day Seven night

At A Council held at Perth-Amboy March 31st 1722

Present
His Excellency William Burnet Esqr Governour &c

Thos Gordon
John Anderson
David Lyell
John Parker
John Wills
John Johnston
Peter Bard
} Esqrs

Mr Johnston Reported from the Comittee that they had gon through the bill Entituled an Act Declaring the manner

[1] In 1701-2, Gawen Drummond, who belonged to "the Scotch party" in old Monmouth, was clerk of the Sessions of that county. Under date of March 25, 1701, he gives a graphic account of the rescue by the people, at Middletown, of one Moses Butterworth, accused of piracy, and who had confessed that he had sailed with Capt. William Kidd in his last voyage. The people not only rescued Butterworth, but kept the Governor, Justices, Attorney-General, Secretary, Clerk of the Court and Under Sheriff, under guard, close prisoners from Tuesday, March 25, till the Saturday following, March 29.—*Old Times in Old Monmouth*, 263-4.

of electing Representatives to Serve in Generall assembly and also laying Penalties on all Sherriffs Officers and others that Shall use any unfair means to obtain an unfair Ellection or make an undue return, and made Severall amendments thereto

Ordered the s^{d} Report be made Imediatly, which was accordingly done & the amendments agreed to by this Board

Ordered that the said bill with the amendments do pass

Ordered that Mr Johnston do Carry back the said bill to the house of Representatives with the Amendments made thereto by this board for their Concurrence

At a Council held at Perth Amboy April 3^{d} 1722

Present

His Excellency William Burnett Esqr Governour &c.

John Anderson
John Parker
John Wills
John Johnston
Peter Bards
} Esq^{rs}

A message from the house of Representatives dated April 2^{d} 1722 by Mr Cole & Mr Thos Mason with a bill Entituled an Act to Prevent Killing of Deer out of Season & against hunting & carrying of Guns by Persons not qualifyed desireing the Concurrence of this Board thereto

Ordered the said Bill be read. Said bill was Read the first Time and ordered a Second reading

A message from the house of Representatives by Mr Provoost & Mr Vangeezon dated April the 2^{d} with a Bill Entituled an Act for naturalizing James Dudin Cornelius Thomson & John Lewis as also the Bill Entituled an Act for naturalizing Peter Stellenwarf Desireing the Concurrence of this Board thereto

Ordered the s^{d} Bills be read a first time, said Bills were read the first Time & ordered a Second reading

Post Meridiem

M[r] Gordon came in & took his Place at the board present as above Except M[r] Wills

A message from the house of Representatives by M[r] Hues & M[r] Jenkins with the bill Entituled an Act for Settling the Militia of this Province acquainting this Board that they had agreed to the amendm[ts] made by this board to said bill, with some amendments to which they desire the Concurrence of this Board

Ordered the said amendments be read, said amendments were read & agreed to by this Board

Ordered the said bill with the amendments be Engrossed & that M[r] Bard do acquaint the house of Representatives thereof

At a Council held at Perth Amboy April 4th 1722

Present

His Excellency William Burnet. Esq[r] Governour &c:

Tho[s] Gordon
John Anderson
David Lyell
John Wills
John Johnston
John Reading
Peter Bard
} Esq[rs]

The Petition of James Dudin Cornelius Thompson & John Lewis Read & referred to the Chief Justice for his opinion thereon

The bill Entituled an Act to Prevent Killing of Deer out of Season and against Carrying of Guns & hunting by Persons Not qualify'd was Read a Second time & Committed to the Gentle[m] of the Council or any five of them

The Bill Entituled an Act for Naturalizing James Dudin Cornelius Thomson & John Lewis was read a Second time

& Comitted to the Gentlemen of the Council or any five of them

The Bill Entituled an Act for Naturalizing Peter Stellenwarf was Read a Second Time & Comitted to the Gentlemen of the Council or any five of them

Mr Parker took his Place at the Board

At A Council held at Perth Amboy April 5th 1722

Present

His Excellency William Burnet. Esqr Governour &^c^

Lewis Morris
Thos Gordon
John Anderson
David Lyell
John Parker
John Wills
} Esq^rs^

John Johnston
John Reading
Peter Bard
} Esq^rs^

The Chief Justices opinion on the Petition of James Dudin Cornelius Thomson & John Lewis, was Read and Referred to the Committee to whom the two bills for Naturalization were Comitted

At A Council held at Perth Amboy April 6th 1722

Present

His Excellency William Burnet. Esqr Governour &^c^

Lewis Morris
John Anderson
David Lyell
John Parker
John Wills
John Johnston
John Reading
} Esq^rs^

Mr Reading Chairman of the Committee to whom was Committed the bill Entituled an Act to Prevent Killing of Deer out of Season & against Carry[ing] of Guns & hunting by Persons not qualifyed, was referred, reported that the Comittee had gon through the said Bill and made Severall amendmts thereto, which amendments being read were agreed to by this Board

Ordered that said bill be read a third time as amended, Said bill was read the third time & past with amendments

Ordered that Mr Reading do Carry back the sd Bill to the house of Representatives with the amendments made thereto by this board for their concurrence

Mr Parker Chairman of the Comittee to Whom the bill Intituled an Act for Naturalizing James Dudin Cornelius Thomson & John Lewis was Referred, Reported that the Committee had gon through the said bill & made Severall amendments thereto, wch amendments being Read was agreed to by this Board,

Ordered that the said bill be read the third time as amended, said bill was Read the third time & past as amended.

Ordered that Mr Reading do Carry back the said Bill to the house of Representatives with the Amendments made thereto by this board for their Concurrence, Mr Reading left the board

Mr Kearny pursuant to an order of Council gave his answer to the petition of Gawn Drommond wch was Read

Ordered that Gawn Drummond have a Copy of said Petition he apply to the Clerk of the Council for the same

Mr William Bradford Delivered in a petion to this Board which was Read

Ordered that Mr Bradford do attend the next Council Day to make out his Alligations Contained in said Petition

The Governour laid before this board a bill Entituled an Act for dividing Some Countys into Townships & Townships into Divisions or precincts which was Brought to him by the

house of Representatives by Mr Mickle & Mr Wright for the Concurrence of this Board

Ordered Said bill be read

The said bill was read the first Time & ordered to ly on the Table for further Consideration

At A Council held at Perth Amboy April 11th 1722

Present

His Excellency William Burnet Esqr Governour &c.

David Lyell
John Parker
John Johnston
} Esqrs

A message from the house of Representatives by Coll° Sharp & Mr Allen Dated April 10th 1722 with a bill Entituled an Act declaring the manner of Electing Representatives to Serve in Generall Assembly & also laying Penalties on all Sherriffs Officers and others that shall use any unfair means to obtain an unfair Election or make an undue return with their amendments, & acquaint that Board that this house have agreed to Some of there amendments & have disagreed to others and have made some amendments to their amendments to all w°h they desire the Concurrence of that Board, the Said amendments—made by the house of Representatives was read.

Mr Lyell Left the Board

Mr Gordon took his place at the Board

A message from the house of Representatives by Mr Bonnell & Mr Rolph with the bill Entituled an Act for Naturalizing James Dudin Cornelius Thomson & John Lewis to acquaint this Board that the house agree to the first four amendments & Disagree to the last also to acquaint the Council that the house agree to all their amendments to the Bill Entituled an Act to Prevent the Killing of Deer out of Season and against Carrying of Gun & hunting by Persons not Quallifyed and have ordered the s[d] Bill to be Engrossed

The Governour Layed before this Board a bill Entituled an Act for the more Effectuall oblidgeing the Respective Sherriffs of this Province to Execute their offices, which was Brought to him by M[r] Sharp & M[r] Allen from the house of Representatives for the Concurrence of this board

At A Council held at Perth Amboy April 12th 1722

Present
His Excellency William Burnet Esq[r] Governour &[c]

Thomas Gordon
John Parker
John Johnston
} Esq[rs]

The Bill Entituled an Act for the more Effectuall oblidgeing the respective Sherriffs of this Province to Execute their Office was Read the first time and ordered a Second reading

At a Council held at Perth-Amboy April 13th 1722

Present
His Excellency William Burnet. Esq[r] Governour &[c]

Lewis Morris
Thomas Gordon
David Lyell
John Parker
John Johnston
} Esq[rs]

The Bill Entituled an Act for the more Effectuall oblidging the Respective Sherriffs of this Province to Execute their offices was read a Second time & Committed to the Gentlemen of the Council or any five of them

At A Council held at Perth Amboy April 14th 1722

Present

Lewis Morris
Thomas Gordon
David Lyell
John Parker
John Johnston
} Esqrs

This board adhere to their las amendment, to a bill Entituled an Act to Naturalize James Dudin Cornelius Thomson & Jn° Lewis

Ordered that Mr Parker do acquaint the house with the Same

At A Council held at Perth Amboy April 19th 1722

Present

His Excellency William Burnet Esqr Governour &°

Lewis Morris
Thomas Gordon
John Anderson
David Lyell
John Parker
John Johnston
Peter Bard
} Esqrs

The Governour Informed this Board to[1] Mr Bradford Attended without & had a matter of importance to informe this board of, & accordingly the Governour Sent for Mr Bradford in, & asked him whether the bill which was brought into the house of Representatives Entituled An Act to oblidge Clerks & other officers that Keep Record to give Security for their performance of their Respective Offices was his hand writing Mr Bradford Said it was, the Governour asked him

[1] That.

from whose hand writing he had coppyed the s[d] Bill, M[r] Bradford said from Geo: Willocks as he belived of all which he was read[y] to [t]ake his oath: the Governor asked M[r] Bradford who had Directed him to Copy the said bill. M[r] Bradford Said that it was Doct[r] Johnston,[1] who had Desired him to Copy the Same

The Governour observed to the board of what ill Consequence it was to his Majestys Government to Consult with professed Jacobites concerning the framing of Laws, that George Willocks had refused takeing the Oaths of Alleagiance to his Majesty when they were Tendred to him & Therefore must be looked upon as An Enemy to the Government after Some further discourse on the Same Subject, M[r] Anderson said he did not take him (meaning as is agreed by all the board M[r] Willocks) to be an Enemy to the Government upon which words the Governour did Suspend the said M[r] Anderson from Setting & acting in his Majestys Council, tell his Majestys Pleasure be further known and Said that his Reason for so doing was that he thought it was inconsistent with his Duty as a Councellor and a good Subject to Justyfie a person in the manner he had done who had given Publick Proofs of his Disaffection to his Majesty King George & the protestant Succession as Established by law.

The Governour laid before this board a message from the house of Representatives by Coll[o] Sharp & M[r] Wyatt with a bill Entituled an Act for the better regulating of ordinarys & preventing of Tipling houses in this Province for their Concurrence

Ordered the s[d] Bill be read the first time, Said bill was read & ordered a Second reading

The Governour laid before this board a message from the house of Representatives by M[r] Provoost & Cap[t] Bonnell wth a bill Entituled an Act to oblige Clerks & other officers that Keep any publick Records within this Province to give Security for the Performance of there respective offices & desire their Concurrence

[1] The Speaker of the House.

Ordered the said Bill be read the first time The said Bill was read the first time & ordered the said Bill to be rejected

The Governour laid before this Board a message from the house of Representatives by Mr Allen & Mr Radford with a bill Entituled an Act for Continueing an Act that the Solemn affirmation & declaration of the People Called Quakers Shall be Excepted[1] Instead of an Oath in the useual form, to the Council & desire their Concurrence thereto

Ordered the s^d^ Bill be read the first time Said bill was read the first time, & ordered a Second reading

The Governour laid before this board a message from the house of Representatives by Mr Provoost & Capt Bunnell with a bill Entituled an Act to amend an Act for the better laying out & Regulating & preserveing publick roads & high-ways through this Province to the Council & desire their Concurrence

Ordered the s^d^ Bill be read the first time; the said Bill was read the first time, & ordered a Second reading

The Governour laid before this board a Message from the house of Representatives by Mr Lambert and Mr Wyatt with a bill Intituled an act for repealing a Clause in an other act of Assembly for the Recording former Certificates of the Surveys of land & desire their Concurrence

At A Council held at Perth Amboy April 20th 1722

Present

His Excellency William Burnet Esqr Governour &^c^

Lewis Morris
Thos Gordon
David Lyell
John Parker
John Johnston
Peter Bard
} Esq^rs^

[1] Accepted.

The board took into Consideration the Amendment made by the house of Representatives on the amendment made by the Council to the bill Entituled an act declaring the manner of Ellecting Representatives to serve in Generall assembly & also laying Penalties on all Sherriffs officers & others that Shall use any unfair means to obtain an unfair Ellection or make an undue return and referred ye whole matter to further Consideration

The Bill Entituled an Act for the Better regulating ordinarys & Preventing Tipling houses, was read the Second time & Comitted to the Gentlemen of the Council or any five of them

The Bill Entituled an Act for Continuing an act of Generall assembly of this Province Entituled an Act that the Solemn Affirmation & Declaration of the people called quakers Shall be Accepted in Stead of an oath in the usual form, was read the Second time & Comitted to the Gentlemen of the Council or any five of them

The Bill Entituled an Act for repealing a Clause in an other act of assembly for the recording former Certifycates of the Surveys of land was read the Second time & comitted to the Gentlemen of the Council or any five of them

The Bill Entituled an Act to Amend an Act Entituled an Act for the better Laying out & regulating & preserveing public roads & highways throughout this province was read a 2^d^ time and Comitted to ye Gentlemen of the Council or any five of them

Mr Bradford attending was Called in and made appear to the board that the Alligations Contained in his Petition of the 6th of April last were true where upon the board were of oppinion that he ought to have warrents for the Two Years Sallery prayed for in his petition

The petition of Severall of the out Inhabitants of the County of Burlington Commonly Called the New Township's in behalf of them Selve's and many others, was read

Ordered that the Patentees of Chesterfield & Springfield be

Served with a Copy of the Petition within Two days & this order & that the Petitioners do attend on Monday Seven night to make out the alligations contained in said Petition

At a Council held at Perth Amboy April 25th 1722

Present
His Excellency William Burnet Esqr Governour &c.

Lewis Morris
David Lyell
John Parker
John Wills
Peter Bard
} Esqrs

A message from the house of Representatives by Mr Kinsey & Mr Ogden to Know when the Governour would be attended by the house of Representatives with the bill for the Support of his Majestys Government of New Jersey

The Governour answered that he was ready to receive them presently The house of Representatives attended the Governour in Council & by their Speaker Presented, the Bill Intituled an Act for the Support of the Government of his Majestys Province of New Jersey for five Years to Commence from the 23d of September 1720 & to end the 23d day of September 1725

Ordered the said bill to be read

Said bill was read the first time & ordered to be read a Second

Ordered that Colle Bard Carry the Engrost Bill Entituled an Act for Settling the Militia of this Province to the house of Representatives that the Speaker may Sign the Same and that it may have the usuall Endorsment

At a Council held at Perth Amboy April 26th 1722

Present

His Excellency William Burnet Esqr Governour &c

Lewis Morris
David Lyell
John Parker
John Wills
Peter Bard
} Esqrs

The Bill Entituled an Act for the Support of the Government of his Majestys Province of New Jersey for five years to Commence from the 23d day of September 1720 & to End the 23d Day of September 1725 was read the Second time & comitted to the Gentlemen of the Council or any five of them

Lewis Morris Esqr Chairman of the Comittee reported that they had gon through the sd Bill & was ready to Report the Same which was ordered to be don Imediatly

Ordered that the said Bill be read the third time, the sd Bill was Read the third time

Ordered the said Bill do pass

The Governour laid before this board a letter from the lords of trade & plantations, relating to the Secretarys Office In the Words following

Whithall March: the 21st $17\frac{20}{21}$

Sr

Mr James Smith Secretary of New Jersey who has been very well recommended to us, being a great Sufferer by some acts Passed in New Jersey which so lessen the fees & perquits of the Several offices he enjoys there that they do not now yeild a tollerable Subsistance & he haveing delivered to us two memorals upon that Subject, Copies where of are here Inclosed, we desire that you would move the first Assembly after your receipt hereof in the most Effectuall manner that they wou'd either reEstablish the fees of the severall offices upon the ancient foot or find out Some other Equivalent to

Prevent his being a Suffer[er] for the faults of his Predessor for we are Informed by Brigad[r] Hunter that these Laws were Designed & Calculated as a punishment to the then Secretary who had been Guilty of Notorious Crimes, & that the Judges of the Supream Court had represented to him that the Act for shorting law suites & regulating the practies of the Law was Intirely Distructive to their Jurisdiction and unfit to be Continued. But in Case the Assembly Shall not comeply with what Seems so reasonable, then wee Desire You would Examine into the matter & Send us a true State of the Case, & particularly an Acco[t] of what the fees were before the passing of the Acts mentiond in his memoriall & what they are Reduced to Since that proper measures for his relief may be taken here, So we bid you heartily farewell & are[1]

Your Loveing friend & humble Servants

WESTMORELAND
P: DOCMINIQUE
T: PELHAM
M: BALDEN
EDW[d] ASHE

The Governour acquainted this Board that he had Directed the Chief Justice to prepare the Draft of an Act pursuant to the afore said letter and accordingly he laid befere the Board a Bill Intituled an Act for Repealing Some Clauses Comprehended in one Act of Gener[l] Assembly made in the 12th & thirteenth Years of Queen Ann Intituled an Act Enforceing the observation of the ordinance for Establishing fees within this Province & one other Act made in the Same Years Entituled an Act for Shorting of Law Suits & regulating the practise of the Law & for reviving & Establishing of the fees before that time appointed for the Secretary

Ordered the s[d] Bill be read the first time: Said bill was read the first time,

Ordered the s[d] Bill be read a Second time

M[r] Parker from the Committee to whom were referred the

[1] Smith got no relief, as appears by his memorial, 1728.—*N. J. Archives*, V., 193.

Two following Bills reported that they had gon through the said Bills & agreed to the Same without any amendments

Ordered said Bills be read a third time

The Bill Entituled an Act for Continueing an act of General Assembly of this Province Intituled an Act that the Solmn affirmation & declaration of the people Called Quakers Shall be Accepted in Stead of an oath in the usuall form, was read the third time

Ordered the said Bill be rejected

The Bill Entituled an Act to amend an Act Intituled an Act for the Better laying out Regulating and preserving Publick Roads and high ways throughout this Province was Read the third time

Ordered the said Bill be rejected

The Petition of William Warner[1] was read & referred to the Committee of Council or any three of them, who are hereby Directed to Send for John Harrison late Sherriff of the County of Middlesex that he may Set forth what objections he has against granting the Prayer of the said Petition & do likewise Send for Mr King Collector of the Customes on the same accounts

At A Council held at Perth-Amboy April 27,, 1722

Present

His Excellency William Burnet. Esqr Governour &c.

Lewis Morris
David Lyell
John Parker
John Wills
Peter Bard
} Esq^{rs}

The bill Entituled an act for Repealing Some Clauses comprehended in one Act of General Assembly made in the

[1] Probably collector of Gloucester county.—*N. J. Archives, III.*, 333-4; *Clement's Newton Township*, 328-9; *Mickle's Old Gloucester*, 44.

12th & 13th Years of Queen Ann Entituled an Act enforceing the observation for Establishing fees within this Province & one other act Intituled an Act for Shorting of law suits & Regulating the Practies of the law & for reviving and Establishing of the fees before that time appointed for the Secretary, was read a Second time & Comitted to the Gentlem: of the Council or any five of them

At a Council held at Perth-Amboy April 28th 1722

Present

His Excellency William Burnet Esqr Governour &c.

Lewis Morris
David Lyell
John Parker
John Wills
Peter Bard
} Esqrs

The Governour laid before this Board a mesage from the house of Representatives by Mr Ogdon & Mr Rolph with a bill Intituled an Act for recovering the Debts of Isaac Emanuel late absconded and Desired their Concurrence, [which] was read the first time, & ordered to be read a Second time

The Governour laid before this board a message from the house of Representatives by Mr Kinsey & Mr Lawrence with a bill Intituled an Act for the relief of the Creditors against Such fraudulent debtors who abscond the province to avoid the payment of their Just Debts and Desire their Concurrence was read the first time & ordered to ly upon the Table

Mr Parker Chairman of the Comittee to whom was referred the Bill Entituled an Act for the better regulating ordinarys & preventing of Tipling houses in this Province reported that the Comittee had gon through the said bill & made Severall amendments thereto which were Read & agreed to by this Board

At A Council held at Perth Amboy May 2d 1722

Present

His Excellency William Burnet Esq[r] Governour &c.

Lewis Morris
David Lyell
John Parker
John Wills
Peter Bard
} Esq[rs]

The bill Entituled an Act for recovering the Debts of Isaac Emanuel late Absconded was Read a Second time & Comitted to the Gentlemen of the Council or any five of them

A message from the house of Representatives by M[r] Hooper & M[r] Rolph with a bill Entituled an Act for the Security of his Majestys Government of New Jersey for the Concurrence of this Board

Order[ed] the said bill be read, the said Bill was read the first Time & ordered to be read a Second time

Ordered the said bill Intituled an Act for the Better regulating ordinarys & Preventing of Tipling houses in this Province be read the third time with with the amendments, the said bill was read the third time as amended

Ordered the said Bill Do pass as amended

Ordered that M[r] Parker do Carry the s[d] bill with the amendments to the house of Representatives and acquaint them that this Board has made Several amendments thereto, to which they Desire the Concurrence of that house

A message from the house of Representatives by Cap[t] Bunnel and M[r] Vangeezon in the following Words, Ordered that Cap[t] Bunnell and M[r] Vangeezon do Carry back the bill Entituled an Act for the Better regulating of ordinarys & preventing Tipling houses in this Province to the Council & acquaint that Board that this house do agree to the first and Second amendment & Disagree to the rest

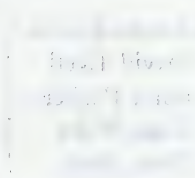
At a Council held at Perth Amboy May 3d 1722

Present
His Excellency William Burnet Esqr Governour

Lewis Morris
David Lyell
John Parker
John Wills
Peter Bard
} Esqrs

John Wills Esqr Chairman of the Committee to whom the Bill Entituled an Act for Repealing Some Clauses Comprehended in one act of General Assembly made in the 12th & 13th years of Queen Ann Entituled an Act enforcing the observation of the ordinance for Establishing fees within this Province & one other act made in the Same year Entituled an act for Shorting of Law Suits & regulating the Practice of the law & for reviving and reEstablishing of the fees before that Time appointed for the Secretarys, reported from the said Committee that they had gon through the said Bill & had altered the title thereof & made Severall amendments thereto which he was Commanded to Report, when this Board was ready to Receive the Same

Ordered the report be made Imediatly wch was done accordingly & the Report agreed to accordingly & then the said Bill now Entituled an Act for Repealing some Clauses comprehended in one Act of Generall Assembly made in the 12th & 13th years of Queen Ann, Entituled an Act Enforcing the observation of the ordinance for Establishing fees within this Province, and for Reviving an Re-Establishing of the fees before that time appointed for the Secretarys & for Repealing one act of the Generall Assembly of this Province made in the Same Years Entituled an Act for Shorting of law Suits and regulating the Practices of the law, & for Repealing an other act of the Generall assembly of this Province made in the Same years, Entituled an Act for Acknowledgeing &



recording deeds and Conveyances of land within Each Respective Countie of this Province was Read the third time

Ordered the said bill do pass and that David Lyell Esqr Carry the Same to the house of Representatives & desire their Concurrence thereto

The Bill Entituled an act for the Security of his Majestys Goverm^{t} of New Jersey was read the Second time, and ordered to be Committed to the Gentlemen of the Council or any five of them

The message brought Yesterday by Capt Bonnell & Mr Vangeezon being taken into Consideration with the amendments made by this board to the Bill mentioned in the said message resolved that this board do adhere to their amendments & that Peter Bard Esqr do carry back the said Bill to the house of Representatives with the amendments made thereto by the Council to Some of wch that house had disagreed, And acquaint them that the Councill does adhere to all their said amendments

Mr Lyell Chairman of the Committee to whom the Bill Entituled an Act for Repealing a Clause in an other act of Assembly for the Recording former Certificates for the Surveys of land, Reported from the said Committee that they had gon through the said Bill & had altered the title thereof and made Severall amendments thereto wch he was Commanded to Report, when this board was ready to Receve the Same

Ordered the report be made Imidiatly, which was done accordingly & then the said Bill now Entituled an Act for the Continueing the time mentioned in one Clause in an Act of the General Assembly of this Province Entituled an Act for runing & ascertaining the line of partition or Division between the Eastern & Western Division of this Province of New Jersey and for the preventing of Disputes for the future Concerning the Same & for Securing to the Generall proprietors of the Soil of Each of the Division & persons Claiming under them their Severall Possessions Rights & Just Claims was read the third time

Ordered the said Bill do pass as amended, & that David

Lyell Esqr do Carry the Same back to the house of Representatives and Acquaint them therewith & desire there Concurrence thereto

Lewis Morris Esqr Chairman of the Committee to whom was Referred the Bill Entituled an Act for the Security of his Majestys Government of New Jersey [reported] that they had gon through the Same and made Severall amendments thereto, which he was ready to Report

Ordered the Report be made Imediatly, wch was accordingly done & agree'd to by this Board

Ordered said Bill be read a third time, Said Bill was read the Third Time

Ordered Said Bill do pass as amended & that David Lyell Esqr do Carry Back the said bill to the house of Representatives and acquaint them there with, & desire their Concurrence thereto

At A Council held at Perth Amboy May 4th 1722

Present

Lewis Morris
David Lyell
John Parker
John Wills
Peter Bard
} Esq^{rs}

A message from the house of Representatives by Mr Allen & Mr Radford with the bill Entituled an Act for the Security of [his] Majestys Government of New Jersey with the amendments made to the Councils Amendments to wch that house desires the Concurrence of that Board, Resolved that this Board do Recide from the amendments disagreed to by that house, & Resolved that this board do agree to the Amendments made by the house of Representatives to their amendments

Ordered the said bill be Engrossed as amended & that David Lyell Esqr do acquaint the house of Representatives

therewith & to [do] Carry the Engrossed bill to be Signed as usuall by order of that house

The Bill Entituled an Act for Recovering the Debts of Isaac Emanuel late absconded was read the third time & ordered the s^{d} Bill do pass, & that Mr Lyell do acquaint the house therewith

Ordered that a New ordinance be made for holding the Courts of quarter Sessions & Common pleas in the County of Cape May (viz) at the Anna baptist meeting house, at Jonathon Swains the first Tusday in January the 3^{d} Tusday in April & the 3^{d} Tusday in July, the first Tusday in October.

At A Council held at Perth Amboy May 5th 1722

Present

His Excellency William Burnet Esqr Governour &^{c}

David Lyell
John Parker } Esq^{rs}
Peter Bard

The Governour Sent the Secretary to acquaint the house of Representatives that he Expected their attendance Imediatly at the Council Chamber the house of Representatives attended the Governour & Council & the Governour made the following Speech

Gentlemen

I have so many reasons to thank You for Your proceedings in this Sessions that Should I mention them all time would not Suffice me

Two I cannot but acknowledge in a most Particular manner the Acts for the Chearfull & honourable Support & for the Security of his Majestys Government in this Province

I cannot but Say that I look upon the latter as the nobler Present of the two, as I think honour always more Valuable than Riches

The world will now see the True Cause of our Misunderstanding in the last Assembly and that though we met in the Innocency and Simplicity of our hearts that the Enemy had Sown Such Seeds of Dissention among us that Defeated all our good purposes, and made us part with wrong notions of one an other, it has pleased God now to discover the truth, & no man in his Sober Senses can doubt that the hand of Joab was then busy, as it is now Certain that it has at this time

It is a peculiar honour to me to be thus Justifyed in all my Conduct by the Publick act of the whole legislature, and god knows, my heart, that I am not fond of Power, that I abhor all thoughts of Revenge, & that I Study to keep a Conscience void of offence towards God & towards men

After the publication of the Acts I desire You to Return to Your house & after haveing Entered this Speech in Your Minutes, to adjourn Your Selves to the first day of October Next, that tho' its not Probable we Shall meet So Soon it may not be out of our power if occasion should be;

W. BURNET

And the Governour gave his Assent to the following Bills (Viz)

1 „ An Act for the Support of his Majestys Government
2 „ An Act for the Security of his Majestys Government
3 „ An Act for Settleing the Militia of this Province
4 „ An Act to prevent Killing of Deer
5 „ An Act to prevent Multiplicity of Law Suits
6 „ An Act for Recovering the Debts of Isaac Emanuel

And then went to the City hall attended by the Council and General Assembly to Publish the said Acts.

The following Warrants were Signed (Viz^{t})

			For Incidental charges to William Bradford.....	£50 „ — „ —
N^{o}	1 „ A „	To the Governour.....	50 „ — „ —
	1 „ B „	To the D^{to}.....	50 „ — „ —

N° 2	„	To Lewis Morris Esqr	10	„	10	„ —
		for Incident Charges	£160	„	10	
N° 3	„	To Jannett Gordon Executrix of Tho: Gordon	£12	„	—	„ —
4	„	To John Anderson Esqr	5	„	—	„ —
5	„	To David Lyell Esqr	14	„	—	„ —
6	„	To John Parker Esqr	15	„	5	„ —
7	„	To John Wills Esqr	10	„	10	„ —
8	„	To John Johnston, Esqr	9	„	15	„ —
9	„	To John Reading Esqr	4	„	10	„ —
10	„	To Peter Bard Esqr	12	„	10	„ —
11	„	To Mich^{l} Kearny	20	„	—	„ —
12	„	To Mich^{l} Kearny	26	„	—	„ —
13	„	To Mich^{l} Kearny	4	„	—	„ —
14	„	To Mich^{l} Kearny	24	„	8	„ —
15	„	To John Warden	10	„	—	„ —
16	„	To Tho: White	8	„	—	„ —
17	„	To Zach: Weeks	9	„	3	„ —
18	„	To Arent Rowleson	7	„	12	„ 6
N° 19	„ A „	To his Excell. half Sallery from the 25th of Septr 1720 to the 23^{d} of December following	£62	„	10	„ —
19	„ B „	To Ditto	62	„	10	„ —
20	„	To David Jemison Chief Justice	25	„	—	„ —
21	„	To James Smith Clerk of the Council	6	„	5	„ —
22	„	To William Eier Treasurer	30	„	—	„ —
23	„	To John Askell door keeper of the Council	15	„	—	„ —
24	„	To Jeremiah Bass Esqr Attorney Gen^{ll}	30	„	—	„ —
25	„ A „	To his Excellency half Sallery from 23^{d} Decem^{r} to the 23^{d} March 1720	62	„	10	„ —
25	„ B „	To Ditto	62	„	10	„ —

26 „		To David Jemison Esqr Chief Justice the Sum of.....	25 „ — „ —
27 „		To James Smith Clerk of the Council.....	6 „ 5 „ —
28 „	A „	To his Excellency half Sallery from the 23^{d} March 1720 To the 23^{d} June 1721.....	62 „ 10 „ —
28 „	B „	To Ditto.....	62 „ 10 „ —
29 „		To David Jemison Chief Justice.....	25 „ — „ —
30 „		To James Smith Clerk of the Council.....	6 „ 5 „ —
31 „	A „	To his Excell half Sallery from the 23^{d} June 1721 to the 23^{d} of September 1721.....	62 „ 10 „ —
31 „	B „	To Ditto.....	62 „ 10 „ —
32 „		David Jemison.....	25 „ — „ —
33 „		James Smith Clerk of the Council.....	6 „ 5 „ —
34 „	A „	his Excellency half Sallery from the 23^{d} of Sepr 1721 to the 23^{d} of Decem^{r} 1721.....	62 „ 10 „ —
34 „	B „	To Ditto.....	62 „ 10 „ —
35 „		David Jemison Esqr Chief Justice.....	25 „ — „ —
36 „		James Smith Clerk of the Council.....	6 „ 5 „ —
37 „	A „	his Excellency half Sallery from the 23^{d} Decem^{r} 1721 To the 23^{d} March following.....	62 „ 10 „ —
37 „	B „	To D^{o}.....	62 „ 10 „ —
38 „		David Jamison Esqr Chief Justice.....	25 „ — „ —
39 „		James Smith Clerk of the Council.....	6 „ 5 „ —

Ordered that there be an ordinance for holding the Courts of Geneal Quarter Sessions of the Peace and Comon pleas for the County of Somersett in the said County at Such place as Shall be prepared for that purpose & to hold Courts on the Same days as the Courts are held for the County of Bergen

A true Copy of the minutes of Council compair'd and Examin'd by me

JA: SMITH Cl: Con

At a Council held at Perth Amboy Novr the 14th 1722

Present

His Excellency William Burnet Esqr Gover^{r} &^{c}

Lewis Morris, John Hamilton, David Lyell } Esqr

John Parker, Jno Johnston Junr } Esqr

The Governour Laid before this board a Letter which he had rec^{d} from the Lords of Trade and plantations Dated February 22^{d} 172$\frac{1}{2}$

the copy of a Representation from the Lords of trade &^{c} to His Majesty in councill Dated Janr^{y} y^{e} 10th 172$\frac{1}{2}$ and an order by his Majesty in Councill all which were Ordered in the minutes of this day

the Governour Likewise laid before this board the draught of an Ordinance for Establishing courts of Judicature in New Jersey

Ordered that the councill or any three of them be a Committee to consider of the afores^{d} Papers and to prepare An Ordinance for Establishing of Courts of Judicature and for Regulating & Establishing fees and to lay the Same before this board with all convenient dispatch

Sr Whitehall Febry 22^d^ 1721–2

His Majesty having been pleased upon our Representation of the 10th of January last to repeal three Acts passed in New Jersey in March 1713–4 Entituled

An Act for Shorting of Law Suits and Regulating the practice of the Law

An Act for Acknowledging and Recording of Deeds & conveyances of Land within each Respective county of this province &

An Act for Enforceing the Observation of the Ordinance for Establishing fees within this province

Wee Send you here Inclosed his Majesty's Order in Councill of the 20th of the Said month for that purpose which you are to take care be Duly put in Execution and that you Declare the said laws to be Repealed void and none Effect and for your own Information herein wee Send you A Copy of Our Above mentioned representation So wee bidd you hartyly farewell and are

your very Loveing Friends
and humble Servants

J Chetwynd
P Dorminique
M Bladen

To The Kings Most Excellent Majesty

May it Please Your Majesty

Wee have had under our Consideration three Acts passed in your Majestys province of New Jersey in March 1713–4 Entituled

An Act for Shorting law Suits and Regulating the practice of the Law

An Act for Acknowledging and recording deeds and conveyances of Land with in Each Respective county of this province and

An Act for Enforceing the Observation of the Ordinance for Establishing fees within this province

Whereupon wee beg leave to Represent to your Majesty that Brigadier Hunter your Majesty's late Governour there hath informed us in relation to the two former of those Acts that the Judges of the Supream court of Justice in that province, have represented to him that the Said Acts are entirely destructive of their Jurisdiction, and unfit to be continued, with whome Mr Burnet Your Majestys present Governour by his Letter of the 1st of August last doth agree for which reason wee are of Opinion the Said Acts Should be repealed, And So much the rather because they are Intended to be perpetuall And as to the third Relateing to the Enforceing the Observation of the Ordinance for Establishing fees which So Reduce the fees of the patent Officers, that it is Impossible for them to Subsist thereon, the Said Brigadier Informed us the Said Acts was chiefly designed and calculated as a punishment to a person then Secretary of that province who was a man of Notorious ill character and that had been guilty of Several Irregularities in his office whome he wo'ld have displaced had he not been a pattent officer, and for so much as the whole Scope of this Act is to take Away the Accustomed fees of Office from persons who do Enjoy the same by imediate pattents from the Crown by which appointment of the crown the dependance of the plantations is in Some measure Secured to great Brittain; We are of Opinion that these three acts may be disallowed they appearing to us to be great Incroachments upon the prerogative of the Crown

All which is most humbly submitted

Signed J Chetwynd
P Dorminique
M: Bladen
Rich Plumer

Whitehall Janry ye 10th 172½

At the Court of St Jameses the 20th Day Janry 1721

Present
The Kings Most Excellent Majesty

Lord Chancellor	Earle of Landown	Lord Carteret
Lord President	Earle of Stairs	L^{d} Ch : Jus : King
Lord chamberlain	Earle of Tankerville	Wm Pulteny Esqr
Duke of Dorset	Earle of Portmore	Lieut : Genl Wills
Earle of Westmorland	L^{d} vic^{t} Townshend	
Earle of Sutherland	L^{d} vic^{t} Cobham	
	L^{d} vic^{t} Falmouth	
	L^{d} vic^{t} Torrington	

Where as by comission under the great Seal of great Brittain the Governour councill and Assembly of his Majestys Province of New Jersey in America are authorised and impowered to make, constitute and Ordain Laws Statutes and ordinances for the Publick peace wellfare and Good government of the Said province, which laws, Statutes and Ordinances are to be as near as conveniently may be agreable to the Laws and Statutes of his Majestys Kingdoms and to be transmitted to his majesty for his Royal approbation or disallowance And whereas in pursuance of the said powers three laws have been passed in the said province & transmitted as follows vizt

An Act for Shorting law Suits and regulating the practice of the Law

An Act for Acknowledging and Recording of Deeds & conveyances of Land within each respective county of this province

An Act for Enforceing the Observation of the Ordinance for Establishing fees within this province

Which laws have been perused and considered by the Lords comissioners for trade and Plantations and by them presented to this board with their humble Opinion that the same be repealed His Majesty this day takeing the Same into consideration is pleased with the advice of his privy councill to

declare his disallowance of the said Laws and pursuant to his majesty's said Royal pleasure there upon the said Laws are hereby Repealed Disallowed void and of none Effect

ROBERT HALES

At a Councill held at Perth Amboy Novemb^{r} the 16th 1722

Present

His Excellency William Burnet Esqr Governour &^{c}

Lewis Morris, David Lyell, John Parker } Esqr

Peter Bard, Jno Johnston } Esqr

The Governour in councill Signed the following Warrants for Salarys

N^{o} A 40	his Excellency's half Salary from the 23rd Day of march 1721 to the 23^{d} day of June 1722	£62 : 10 :	„
N^{o} B 40	to Ditto	62 : 10 :	„
41	To David Jamison chief Justice	25 : „ :	„
42	to James Smith (Clark of the councill)	6 : 5 :	„
N^{o} A 43	His Excellency's half Salary from the 23^{d} of June 1722 to the 23 of Septemb^{r} following	62 : 10 :	„
B 43	to ditto	62 : 10 :	„
44	to David Jamison chief Justice	25 : „ :	„
45	to James Smith Clark of the Court	6 : 5 :	„
46	to William Eiers Treasurer	10 : „ :	„
47	to Jeremiah Bass att Gen^{ll}	10 : „ :	„
48	to John Askell Door keeper of the councill	5 : „ :	„

The memorial of James Alexander was read

Ordered that thomas Folkes be Served with a Copy of the Said memorial and that he Attend the Governour and coun-

cill on the Second Tuesday in April 1723 to shew his reasons for his proceedings complained off in the Said memoriall

Resolved that this board will meet the Second Tuesday in April 1723

At a Councill Held at Perth Amboy Aprill the 26th 1723

Present

His Excellency William Burnet Esqr Governour &c

Lewis Morris, John Hamilton } Esqr — John Parker, Peter Bard } Esqr

N° 49 the Governour in Councill Signed A warrant for thirty pounds proclamation money to John Allen Esqr treasurer of the western Division of this province ..... £30 : „ : „

Att a Council held at Perth Amboy April 27th 1723

Present

His Excellency William Burnet Esqr Governour &c

Lewis Morris, John Parker } Esqr — John Johnston Junr, Peter Bard } Esqr

the Governour in council Signed the following warrants for Salary's

N° A 50 To his Excellency half Sallary from the twenty third day of Sepbr 1722 to the twenty third day of Decembr following ..... £62 : 10 : „

B 50 to d° ..... 62 : 10 : „

51 To David Jamison Esqr chief Justice.. 25 : „ : „

52 To James Smith Esqr Clark of the Councill ..... 6 : 5 : „

N° A 53	To his Excellency half Sallary from the twenty third day of Decemb^{r} 1722 to the 23^{d} day of march following	62 : 10 : „
B 53	to D°	62 : 10 : „
54	to David Jamison Esqr chief Justice..	25 : „ : „
55	to James Smith Esqr clark of the Councill	6 : 5 : „
56	To William Eiers Esqr Treasurer of the Eastern Division for 6 months ending ye 23 of march last	10 : „ : „
57	to Jeremiah Bass Esqr ato Generall for 6 months ending the 23 of march Last	10 : „ : „
58	to John Allen Esqr Treasurer of the western Division for 12 months ending ye 23 of march last	20 : „ : „
59	to John Haskell Door Keeper of the Councill for 6 months Sallary ending the twenty third day of march last	5 : „ : „

Att a Council held att Perth Amboy Aprill 29th 1723

Present

His Excellency William Burnet Esq

Lewis Morris, John Parker } Esqr — John Johnston Junr, Peter Bard } Esqr

Vaughan Plt ad sect Woodrooff } in Error.

Upon motion of m^{r} Bickley council for the Defendant Setting forth that the transcript of the record in this cause is defective and praying that the transcript may be returned

that it may be Examined and Amended by the Orriginall record remaining in the Supream Court

It is Ordered that the transcript of the record in this cause brought to this court be returned back to the Supream court to be Examined & amended by the record remaining in the said Supream court

upon Reading at this board the draft of the Ordinance to pass under the Seal of this province for altering and Regulating the times of the Sitting of the Courts of Judicature drawn by the chief Justice of this province the board approved the Same and was of opinion it was necessary for his Majesty's Service that the same do pass

At A Council held at Burlington Septr 26th 1723

Present

His Excellency William Burnet Esqr Govr &^{c}

John Hamilton
John Wills
John Hugg
} Esqr

His Excellency Laid before the board the two following Letters from his Majesty Approving James Smith and James Alexander Esq^{rs} to be of his Majestys councill for the province of New Jersey,

George R

Trusty and Well beloved Wee Greet You well

Wee being well Satisfied of the Loyalty Integrity and ability of Our Trusty and Well beloved James Smith Esqr have thought fit hereby to Signify our will and pleasure to you that forth with upon the receipt hereof you swear and admit him the said James Smith to be one of Our council of that our province of New Jersey in America in the room of thomas Byerly Esqr whom by reason of his constant Absence and incapacity we are pleased to remove from that Station

And for So doing this shall be your warrant And So wee bid you farewell

Given at our court at St Jameses the twenty fifth day of february $172\frac{2}{3}$ in the ninth year of Our Reign

By his Majesties Command

CARTERET

George R

Trusty and Well beloved Wee Greet You well

We being well satisfied of the Loyalty Integrity and ability of Our Trusty and well beloved James Alexander Esqr have thought fit hereby to Signify our will and pleasure to you that forth with upon the receipt hereof you Swear and admit him the said James Alexander to be one of our Council of that our province of New Jersey in America in the room and place of thomas Gordon Esqr Deceased, And for So doing this shall be your warrant And So wee bid you farewell

Given at our Court at St James's the twenty Eighth day of february $172\frac{2}{3}$ in the Ninth Year of our Reign

By His Majesty's Command[1]

CARTERET

Which being read the several oaths were administred to them and by them taken and then they took their places at the board

At a Council held at Burlington the 27th Sep^{t} 1723

Present

His Excellency William Burnet Esqr Governour &^{c}

John Hamilton
John Wills
John Hugg
Peter Bard
James Smith
} Esqr

[1] Gov. Burnet had recommended these appointments.—*N. J. Archives*, V., 33.

A Message from the house of Representatives by m^r^ Rolph and m^r^ Provoost to his Excellency Importing that there was a Sufficient number of members to make a house, but that they had no Speaker

To which his Excellency made Answer that he wo'ld Send them an Answer by the Secretary immediately

His Excellency Ordered the Secretary to Acquaint the house that he had Received their message by m^r^ Rolf and m^r^ Provoost and that they were forthwith to proceed to the chóise of A new Speaker

A Message from the house of Representatives by m^r^ Bunnell and m^r^ Mason that they had made Choise of A Speaker and desired to know when his Excellency wo'ld be waited upon to present him

His Excellency told them, that he wo'ld Send them a message at four o'Clock in the afternoon to let them know when he would be attended

Post Meridiem

At a Council held at Burlington Sep^t^ ye 27th 1723

Present

His Excellency William Burnet Esqr Governour &^c^

John Hamilton John Wills John Hugg	Esqr	Peter Bard James Smith James Alexander	Esqr

His Excellency Ordered the Secretary to Acquaint the Assembly that he Expected their attendance Imediately at the Councill chamber

The Assembly Accordingly attended and presented William Trent Esqr for their Speaker who was approved of by his Excellency and then his Excellency made the following Speech

Gentlemen

The happy discovery and Effectuall Disappointment of the Late horrid conspiracy against his most Excellent Majesty[1] claims the first place in our thoughts with all the Joy to [that?] the best of Kings and value for our own Religion Liberty and property can Inspire, and the vigorous resolutions of the parliament of Great Britain which have been So Instrumentall in this deliverance are a noble Example to every Legislature in the colonys to Shew an unshaken Zeal for the preservation of his Majesties Mild and easy Government under which wee Enjoy So many blessings

The present tranquility and happy prospect of Affairs in Great Brittain as it Gives you the Strongest Assurance of your own quiet and Safety, So it will encourage you to provide in whatever may conduce to your own Advantage and prosperity which your present meeting gives you an oportunity to consider and which I Shall be very ready to concur in to the utmost of my power

I cannot avoid reminding you of the debt which is yet unpaid by this province and as the Sum of the paper Bills which remains undischarged is Small, You will agree with me that there is So much the Less reason that the credit of the colony Should any longer Suffer by it

I am commanded by his Majesty to recomend to you the providing for the arrears due in Lieutenant Governour Ingolsbys time of which I will send you a particular account and depend on your doing what may be Expected from your Justice and your Regard to the honour of the province

[1] Christopher Layer was tried and convicted at Michaelmas, Term, 1722, for complicity in a conspiracy to seize the Tower and the City of London, and the King's person, and was executed at Tyburn, May 17, 1723. Francis Atterbury, Bishop of Rochester, was committed to the Tower August 17, 1722, charged with being in correspondence with the Pretender in relation to a plot to bring an expedition from France or Spain to England during 1718-21, which failed of execution, and compromising letters of the Bishop's were intercepted in February, 1723, resulting in the enactment by Parliament of an act depriving him of his Bishopric, rendering him incapable of ever holding public office in England, and banishing him from the realm from and after June 25, 1723, and on June 19 he was put on a war vessel and taken to Calais. Soon after, Parliamentary committees investigated and reported, and the evidence was published to the world. Very full details are given in the "Historical Register" for 1723 and for 1724.

Your last meeting has Left me So little to ask of [you] on the Account of the Support of Government that I need not mention it particularly, and as at that time your chief care was to Shew your confidence in the administration by a handsome Supply it is now Incumbered on me to Shew you how much Such A conduct has entitled you to his Majestys favour and Endeared you to those Appointed by him for the Government of this province

The Petition of Francis Collins was read and referred to the Gentlemen of the councill or any three of them

The Governour Laid before this board the petition of Mary Ingoldsby and Mary Pinhorn which was read

JA: SMITH Secr

At A Council held at Burlington Octobr 2d 1723

Present

His Excellency William Burnet Governour &c

John Hamilton, David Lyell, John Wills } Esqrs

John Hugg, Peter Bard, James Smith } Esqrs

A message from the house of Representatives by mr Leonard and mr Wright to his Excellency to know when he wo'ld please to be waited upon by the house, His Excellency Appointed four A clock at wch time the Speaker attended with the house and made the following address

To his Excellency William Burnet Esqr Captain Generall and Governour in chief of his Majestys Provinces of New Jersey New York and Territories depending thereon in America and vice Admiral of the same &c

The humble address of the representatives of the province of New Jersey

May it Please Your Excellency

With hearts full of Joy we congratulate his Majesty King George, on the happy and most providentiall deliverance of his Sacrçd person and whole Royal family from the late Horrid and bloody conspiracy formed Against them by a Popish faction, in the fullest Sence of gratitude we own and Acknowledge that next under god it is to So good Just and Mercifull a prince we owe our harty and unfeigned thanks for the Enjoyment of Our Religion Liberty and laws; with all thats dear and valuable to us

And as the noble and Steady measures taken by the Legislative power of Great Brittain have been blest to the forwarding that Deliverance wee hope it will (as it hath us) Encourage all his majestys Good Subjects to Exert them Selves According to their Severall Stations to the utmost of their power to defend his Majesty and his Royal family in his person and Government over us under the Beningh influence of which wee hope to Enjoy A Scene of Blessings

Wee hope we Shall not be Stupid under So great Assurances of protection not vigorously to pursue whatsoever may tend to the good And wellfare of the province Especially when your Excellency hath been favourably pleased to assure us of your utmost assistance therein

It is with hearts full of regret we think the credit of our Colony, Should be Impaired by the Bills of Credit that are yet outstanding but at the Same time we are well assured that it is not through our Negligence, but that it is owing to officers that have been concerned therewith however wee Shall Endeavour as much as in us lyes to take Such measures as in Justice we ought that neither persons in particular or the credit of the province in Generall may Suffer thereby

Wee are Something Surprized by the letter from the Secretary of State which your Excellency laid before this house relating to the time of Lieutenant Governour Ingoldsby administration being assured that all the taxes Appointed by Act of Assembly of this province for support of Government have been paid in to the hands of Such persons as have been

Appointed by the Respective Governours for the time being, and if any fraud or misapplication of Such money hath happened by which the officers of the Government have not received the full Sallaries that was appointed by those Acts wee think in Justice this house is under no Obligation to make good such difficiences

Wee are Extreamly well pleased with the Satisfaction Your Excellency Expresses with the proceeding of Our last meeting as to the Support of Government And wee begg leave to Assure your Excellency that we Shall not be wanting at this or any other time to do any thing that is honourable and Just whereby to make your Excellency easie and those whome we represent happy

Signed by Order of the house

WILL^{m} TRENT Speaker

Several of the house being of the people Called quakers agree with the matter and Substance of this address but make Some Exceptions as to the Stile

Att A Councill held at Burlington October ye 17th 1723

His Excellency William Burnet Esqr Governour

John Hamilton	Esq^{rs}	John Reading	Esq^{rs}
David Lyell		Peter Bard	
John Parker		James Smith	
John Wills		James Alexander	
John Hugg			

the Governour laid before this board the humble address of the representatives of the Province of New Jersey

Ordered that said Address be read which is as follows

The humble Address of the Representatives of the province of New Jersey

May it Please Your Excellency

Give us leave to represent that the late Ordinance for regulating the times of Setting of the courts of Judicature in this province has laid the inhabitants under very great difficulties and inconveniencies by carrying the people from Cape may to Amboy and from the furthest part of the Eastern division to Burlington and this for Such triffles that many had rather chuse to loose their just debts than be at the trouble and charge of attending the Supream court

Wee therefore hope that your Excellency will give us leave to bring in a Bill for Regulating the courts of Judicature in this province in order to remove the hardships the Inhabitants now labour under

Signed by Order of the house

WILL^m TRENT Speaker

The address was referred to the council or any five of them as a comittee to consider of the said Address and make their report thereon

Att A Councill held at Burlington October ye 28th 1723

Present

His Excellency William Burnet Esqr Governour

David Lyell, John Wills, John Hugg, John Reading } Esq^rs

Peter Bard, James Smith, James Alexander } Esq^rs

Mr Smith Reported from the Comittee to whome was referred the consideration of the humble Address of the representatives of this province concerning the inconvenjencys of the late ordinance for regulating the times of Setting of ye Courts of Judicature

That the Said Committee have considered of the Same and are of the Opinion and do advise Your Excellency (upon the

Inconveniency's of the Ordinance appearing) to alter the Said Ordinance with the advice of the council So as it may be most convenient for the Inhabitants of this province And that wee cannot advise your Excellency to give leave to the General Assembly to bring in a Bill as prayed for because his majesty by his comission to your Excellency has vested you with full power with Advice of his council to Establish and regulate the courts of Judicature which were they Established by Act of Assembly wold Deprive your Excellency of that power

Which report being made was approved of by this board

Ordered that the Gentlemen of the councill or any five of them be a comittee to inquire into the inconveniencys wch the inhabitants of this province do complain of and for that purpose they are to Sett on thursday and Friday at the house of George Willis; between the hours of three and Six in the afternoon to receive Informations from all persons willing to give the Same and to report their opinion upon the whole to this board

Where upon his Excellency directed the Secretary to carry a Copy of this minute to the house of Representatives, together with A copy of that paragraph of his majestys comission to him which concerns the Establishing and regulating the courts of Judicature

Extract of his Majesties Letters Patent Appointing His Excellency William Burnet Esqr Govern^{r} of this province

And we do further by these presents give and grant unto you the Said William Burnet full power and Authority with the advice of Our said council to Erect and Establish Such and as many courts of Judicature and publick Justice within our Said province under your Government as you and they Shall think fit and necessary for the hearing and determining all causes as well criminal as Civil according to law and Equity And for awarding Execution there upon with all reasonable and Necessary powers authorities fees and priviledges belonging thereto, Also to Appoint and Comissionate fit persons in the Several parts of your Government to

Administer the Oaths mentioned in the afores[d] Act Entituled an Act for the further Security of his majesties person and Government and the Succession of the crown in the heirs of the Late princess Sophia being protestants and for the Extinguishing the hopes of the pretended Prince of wales and his open and Secret Abettors as also to tender and administer the Said declaration to Such persons belonging to the said courts as Shall be Oblidged to take the Same.

At A Council held at Burlington November 9th 1723

Present

His Excellency William Burnet Esq[r] Govern[r]

David Lyell, John Wills, John Hugg, John Reading } Esq[rs]

Peter Bard, James Smith, James Alexander } Esq[rs]

M[r] Lyell chairman of the comittee to whom it was referred to prepare an ordinance for regulating and Establishing of fees, Acquainted this board that they had considered of the same and was ready to make report when this board would please to receive the Same

Ordered that the report be made Imediatly

Then the said David Lyell Esq[r] Reported that the said comittee had prepared a table of fees which he laid before this board

Ordered that the said table of fees be read which being read was approved of by this board

Ordered that the said Comittee do prepare an Ordinance for Establishing the Same table of Fees

At a Council held at Burlington Novemb^{r} the 22^{d} 1723

Present
His Excellency William Burnet Esqr Governour &^{c}

David Lyell, John Wills, John Hugg, John Reading } Esq^{rs}
Peter Bard, James Smith, James Alexander } Esq^{rs}

A Message from the house of Representatives acquainting this board that they had resolved to draw up an humble address to his Majesty to congratulate him on the happy deliverance of his Sacred person and Royall family from the Late horrid plot and conspiracy, desireing this board to Join with them in the said Address and praying that a Comittee of this board wo'ld be pleased to join a comittee of this house to draw up the said address

Ordered that m^{r} Lyell m^{r} Reading m^{r} Bard m^{r} Smith m^{r} Alexander or any three of them be a comittee to meet a comittee of the house of representatives to morrow at four of the clock at m^{r} Hunlocks in the afternoon to prepare an humble address to his Majesty to congratulate him on the happy deliverance of his Sacred person and Royall family from the late horrid Plot and conspiracy and that the Secretary do Acquaint the house of representatives therewith

At a Council held at Burlington Novemb^{r} the 23^{d} 1723

Present
His Excellency William Burnet Esqr Governour &^{c}

David Lyell
John Wills
John Hugg
John Reading
Peter Bard
James Smith
James Alexander

The Governour Laid before this board an Additionall Instruction from the Lords Justices which was read and ordered to be Entered in the Councill book and is as follows

By the Lords Justices

Carlton

W. Cant Macclesfield

Grafton Roxburghe

Cadogan

R Walpole

Additional Instructions for William Burnet Esqr Captain Generall and Governour in chief in and over his Majesty's Province of Nova Cæsarea or New Jersey in America or to the Comander in chief of his Majestys said province for the time being Given at Whitehall the 23 Day of July 1723 in the ninth Year of His Majesty's Reign

We do hereby in his majestys name direct and require that you do not Give your Assent to Any private Act until proof be made before you in council (and Entered in the council books) that publick notifycation was made of the partys intention to Apply for such Act in the Severall parish churches where the premises in Question lye for three Sundays at least successively, before any such Act shall be brought into the Assembly And further you are to take care that for the future you do not pass any private Act with'out a Clause inserted therein Suspending the Execution of such Act untill his majestys Royal approbation shall be had thereof[1]

The Generall Assembly of this province attending were Called in and by their Speaker presented to his Excellency the following address

The humble Address of the Representatives of the province of New Jersey now met in Generall Assembly att Burlington

[1] The original is in the New Jersey Historical Society's library. It is printed also in N. J. Archives, V., 71.

May it Please Your Excellency

We being Assured by manifold Instances of the tender Care and regard you have for the well fare happiness and ease of his majesty's Subjects of this collony and that [at] all times since your administration here whatsoever hath been in your Excellencys power to grant for the ease and benefit of this province has been hitherto with the utmost chearfullness conferred upon it

Wee do now in the most humblest manner represent to your Excellency that as it is not the happyness of this province to have your Excellency constantly residing amongst us it would be a Great Satisfaction that the chief Justice should

The going to York from the most distant parts of this province with two persons to put in Special Bail to an Action if above Five pounds, to get the allowance of a habeas corpus, writt of Error Certiorari or other Remediall writ as well as many other occasions of Application to this Officer is So great a Difficulty and hardship in the trouble hazard inconveniency and Expence as we are induced to believe your Excellency in your tenderness and compassion will no Sooner think on than redress

Wee might add to what has been said before the uncertain Security of the people in having So considerable An Officer who is vested with so great a power of doing Injury as well as doing Good live without the Jurisdiction of the powers of this province

Wee Shall not Observe on the conduct of that Gentleman who now Enjoys that office[1] but humbly hope that as wee think there are persons liveing within this province capable to Execute that office, Your Excellency will in your wonted goodness to favour us with your Nominating and comissionating of a person liveing in this province for that office

Signed by Order of the House

WILL^m^ TRENT Speaker

after which they laid before this board A bill Intituled An Act for an additional Support of this Government and make-

[1] David Jamison, of New York.

ing Current forty thousand pounds for that and other purposes therein mentioned, And Acquainted this board that they had passed the Same and desired the Concurrence of this board thereto

Ordered the Said Bill be read, the said Bill was read a first time And Ordered to be read A second time

P: M:
Present as before

The bill Intituled An Act for an Additional support of this Government and makeing Current forty thousand pounds for that and other purposes therein mentioned was read a Second time and comitted to the Gentlemen of the council or any five of them

His Excellency acquainted this board that in complyance to the address from the representatives of this province he has nominated William Trent[1] Esq[r] chief Justice of this province

Ordered that the Said chief Justice be desired to Assist the comittee to whome was referred the consideration of the ordinance for regulating the courts of Judicature in the province

His Excellency Acquainted this board that he has appointed John Wills and James Smith Esq[r] masters in chancery and Peter Bard Esq[r] Examiner in chancery

At a Council held at Burlington Novemb[r] y[e] 25th 1723

Present
His Excellency William Burnet Esq[r] Governour &[c]

David Lyell, John Wills, John Hugg } Esq[r]
Peter Bard, James Smith, James Alexander } Esq[r]

[1] For notices of William Trent, see Hall's Hist. Presbyterian Church in Trenton, 35, 52; Clement's First Settlers of Newton Township, 228; Smith's Hist. N. J., 419; Field's Provincial Courts of N. J., 105; Watson's Annals of Philadelphia, I., 161; Memoirs Hist. Soc. Penn., IX., 257; Proud's Hist. Penn., II., 15, 55, 72, 73, 99, et seqq. The fullest sketch of him and of his family is given in Cooley's Genealogy of Early Settlers in Trenton and Ewing, 278 91.

James Alexander chairman of the comittee to whome was referred the bill Intituled An Act for an Additional Support of this Government and Makeing Current fourty thousand pounds for that and other purposes therein mentioned reported that they had gon through the Said bill and was ready to report the Same when this board wold be pleased to receive the same

Ordered the report be made Imediatly, then the said James Alexander Esqr in his place reported that the Said Comittee had gone through and considered of the said Act And had Ordered him to report the same without Amendment

Ordered the Said Bill be read the third time then the said bill was read the third time and passed without Amendment Ordered that the said James Alexander Esqr do acquaint the house of representatives that this board have passed the said Bill without amendments

A Message from the house of Representatives by m^{r} Provoost and m^{r} Hooper with a bill Intituled An Act concerning the duty of Comissioners appointed to manage the Loan office in the respective Countys of this province Acquainting this board that they had passed the Same and desired the concurrence of this board thereto

Ordered the Said bill be read

the said bill was read the first time and Ordered a Second reading the said Bill was read a Second time & comitted to the Gentlemen of the councill or any five of them

Mr Bard chairman of the comittee to whom was referred the Several Petitions of the out Inhabitants of the County of burlington in the place comonly called the New Township reported that the comittee having heard the several reasons of both the partys and duely considered the same are of opinion that the petitioners Should be relived from the hard ships they now complain of by your Excellency's Granting them a patent for a township separate from the townships of Spring field and cester field

The Governour in council Signed the following warrants for Salarys

N° A 60	To his Excellency half Sallery from the Twenty third day of march 1722 to the twenty third day of June 1723	£62 : 10 : „
B 60	To ditto	62 : 10 : „
61	To David Jamison Esqr Chief Justice..	25 : „ : „
62	To James Smith Esqr Clark of ye Councill	6 : 5 : „
63	To Jeremiah Bass Esqr Attorney Gen^rll..	4 : 3 : „
N° A 64	To his Excellency half Salary comencing the Twenty third day of June 1723 to the Twenty third day of September following	62 : 10 : „
B 64	To Ditto	62 : 10 : „
65	To David Jamison Esqr chief Justice..	25 : „ : „
66	To James Smith Esqr Clark of ye Councill	6 : 5 : „
67	To John Alien Esqr Treasurer of the western Division Ending the 23^d of Sepr Last	10 : „ : „
N° 68	To Michael Kearny Treasurer of the Eastern Division for 6 months Sallary commencing the Twenty third of march 1722 to the 23^d of Septemb^r 1723	10 : „ : „
69	To James Alexander Esqr Attorney Generall for fourteen weeks Sallary comencing ye 6th day of June 1723 to ye 23^d day of Septemb^r following	5 : 16 : 8
70	To John Askell Door Keeper of ye Councill for 6 mon : Sallary comencing ye 23^d of march 1722 to ye 23^d day of September following	5 : „ : „

71 To David Jamison Esqr Chief Justice
for two months Sallary comencing
ye 23 day of Septemb^{r} 1723 to the
23 of November following..... 16 : 13 : 8

Att a Council held at Burlington Novemb^{r} 26th 1723

Present
His Excellency William Burnet Esqr Governour &^{c}

David Lyell
John Wills
John Hugg
Peter Bard
James Smith
James Alexander

Mr Lyell chairman of the com̃ittee to whome was referred the drawing an Ordinance for Establishing of fees within his Majesty's province of New Jersey Reported that they had prepared the s^{d} Ordinance which he laid before this board

Ordered that the Said Ordinance be read which being read was approved off by this board and Signed by his Excellency at the board

Ordered that the said Ordinance be Printed & Published

Mr Wills chairman of ye Com̃ittee to whom was referred the bill Intituled An Act concerning the duty of Com̃issioners Appointed to manage the Loan office in the in the respective Countys of this province

Reported that they had gon through the said bill & made Several Amendment thereto, Ordered the Said Amendments be read then the Said Amendments were Read & approved off by this Board Ordered the Said Bill be read the third time as amended

The Bill was Read the third time as amended and passed this board

Ordered that m^r^ Wills do Acquaint the house of representatives that this board have passed the Said bill with Several amendments and that he do Carry the Said Bill with the amendments to the house of Representatives for their concurrence

At a Council held at Burlington November 27th 1723

Present

His Excellency William Burnet Esq Governour &^c^

David Lyell, John Parker, Jno Wills, John Hugg } Esq

John Reading, James Smith, James Alexander } Esqr

A Message from the house of Representatives by m^r^ Hughes and m^r^ Cole with A bill Intituled An Act to Oblidge the Estate of Thomas Gordon Esqr Some time Since treasurer or Receiver Generall of this province as also his Securitys to Answer and pay all Such Sum or Sums of money as were due from the said Gordon to the Publick at the time of his decease

This bill was read the first time and Ordered the same to lye upon the table and that the partys concerned in Intrest therein have a Copy or copys of the said Bill and that they do Appear the Second Tuesday of ye next Sitting of the Generall Assembly of this province to Shew cause if any they have why the said bill should not pass and that the Generall Assembly be desired to Appoint some person or persons at the same time to appear before this board to support the Allegations in the said Bill & the subject matter therein

Ordered that the Secretary do acquaint the house of Representatives herewith

A Message from the house of representatives with a bill Intituled an Act for Naturalizing Cornelius Thomson

Ordered that the said Bill be read, the Said bill was read the first time and Ordered to be read a Second time

The Bill Entituled An Act for Naturalizing cornelius Thomson was read a Second time and Comitted to the Gentlemen of ye councill or any five of them

A Message from the house of Representatives with A bill Intituled An Act to Naturalize John Lewis. Ordered the said bill to be read, the s^d^ bill was read the first time and Ordered to be read a Second Time

The bill Entituled An Act for Naturalizing John Lewis was read a Second time and comitted to the Gentlemen of ye Councill or any five of them

A Message from the house of representatives with a bill Entituled An Act for the more Effectual putting in Execution an Act of Assembly of this province made in the 12th & 13th years of the late Queen Anne Entituled An Act for regulating of fences

Ordered the said Bill to be read, the said Bill was read the first time and Ordered to be read A Second time

the Bill Intituled An Act for the more Effectuall Putting in Execution An Act of Assembly of this province made in the 12th & 13th years of the Late Queen Anne Entituled An Act for Regulating of fences was read a Second time and Comitted to the Gentlemen of ye Councill or any five of them

A Message from the house of Representatives by m^r^ Jenkins and m^r^ Allen Acquainting this board that they have agreed to the Amendments made by this board to the bill Entituled An Act concerning the duty of Comissioners appointed to manage the Loan offices of the respective County's of this province and that they have Ordered the said Bill to be Engrossed with the Amendments

At a Council held at Burlington Novem^{r} the 28th 1723

Present
His Excellency William Burnet Esq Governeur &^{c}

David Lyell
John Parker
John Wills
John Hugg
John Reading
Peter Bard
James Smith

A Message from the house of Representatives by m^{r} Rolfe and m^{r} Bonnell with a bill Entitled An Act to repeal an Act of the Generall Assembly of this province Intituled An Act for runing and ascertaining the line of partition or division between the Eastern and western Division of the province of New Jersey and for to prevent disputes for the future concerning the same and for Securing to the generall proprietors of the Soil of Each of the divisions and persons claiming under them their respective and Several possessions rights and just claims

Ordered the Said Bill be read the Said bill was read the first time whereupon the board is of Opinion that whereas the S^{d} Bill concerns the property of Severall persons it will not be proper for this board to make a further progress therein till first publick notice shall be given that the said bill is depending before the Council and that this board will hear all partys concerned that have anything to offer why the said Act should not pass and all persons concerned in Intrest that the said Bill should pass, on the third Tuesday of the next Sitting of the General Assembly

Ordered that the clark of the council do Serve the clarks of the Quarter Sessions of the several countys in this province with this minute of Council and that the clark of the Sessions do make known the same in the most publick man-

ner by reading this minute in court at the three first Quarter Sessions after he shall have received this Order

Mr Hugg chairman of the comittee to whome was referred the bill Entituled An Act for the Naturalizing of Cornelius Thomson and like wise One Other Bill An Act for Naturalizing John Lewis, Reported that they had gone through the said bills & was ready to report the same when this board would please to receive the same

Ordered the said Reports be made Imediatly then the said Mr Hugg in his place reported that the comittee had gone through the said Bills without Amendments

Ordered that the said bills be read, the said Bills was read the third time and passed without Amendments

Ordered that the said John Hugg do Acquaint the house of representatives that this board have passed the said bills without amendments

A Message from the house of representatives by mr Rolfe & Mr Bonnell to Acquaint his Excellency that the house have gone through all the busyness that lies before them and hope that his Excellency will be pleased to adjourn this Assembly as soon as conveniently may be

Att a Council held at Burlington Novbr 29th 1723

Present

His Excellency William Burnet Esq Captain Genrll &c

David Lyell
John Parker
John Wills
John Hugg
John Reading
Peter Bard
James Smith

The comittee to whome was referred the drawing up an address to his Majesty reported that they had finished the

Said draft wch was read and approved of by the board And Ordered to be Engross[ed]

Mr Hugg chairman of the comittee to whome was referred the bill Entituled And Act for the better and more Effectuall puting in Execution An Act of Assembly of this province made the 12 and 13th year of the reign of her late majesty Queen Ann Entituled an act for regulating of fences reported that they had gone through the Said Bill with An Amendment Ordered the Said amendment be read the Said Amendment was read and approve off by this board

Ordered the Said bill be read as amended the Said Bill was read as Amended and passed this board Ordered that m^r^ Hugg do Acquaint the house of representatives that this board have passed the Said bill with An Amendment & if [that] he do carry the Said bill with the Amendment to the house of representatives for their Concurrence

The memorial of James Smith Esqr being laid before this board Ordered that the S^d^ Memorial be read the Said Memorial was read ordered it be comitted to the Gentlemen of ye Council or any five of them

At a council held at Burlington ye 30th Nov^br^ 1723

Present

His Excellency William Burnet Esqr Governour &^c^

David Lyell
John Parker
John Wills
John Hugg
John Reading
} Esqr

Ordered that the clark of the Council do Acquaint the house of Representatives that his Excellency Expects their Attendance att the Council chamber Imediatly

the house of Representatives attended Accordingly and his Excellency gave his Assent to the following bills

N° 1 An Act for an additional Support of this province and makeing Current forty thousand Pounds for that and other purposes therein mentioned

N° 2 An Act concerning the duty of the comissioners appointed to manage the Loan office in the respective countys of this province

N° 3 An Act for the more Effectuall puting in Execution An Act of assembly of this province made in the 12th & 13th Years of the Late Queen Anne Entituled An Act for Regulating of fences

N° 4 An Act to Naturalize Cornelius Thompson

N° 5 An Act to Naturalize John Lewis

then his Excellency council and Assembly Signed a dutyfull address to his majesty and then went to the city hall attended by the Councill and Generall Assembly to publish the s[d] Acts

M[r] Hugg chairman of the comittee to whome was referred the memorial of James Smith Esq[r] Reported that they have considered of the Same memorial and was ready to report the same

Ordered the said report be read, which report was read & approved of by this board and it was the opinion of this board that sence his majesty hath been pleased to disallow of Y[e] late Act of Assembly w[ch] Impowered the clarks of the countys to record deeds & Conveyances of Land So that new deeds from hence forward can be valuable Evidences in Any of the courts of record & that notwithstanding many of the Inhabitants of this province through Ignorance record their deeds as before to their great damage for the prevention of y[e] Same for the future

Ordered that the clarks of the Several countys do Take an oath at the next Quarter Sessions after they are served with this Order, not to record any Deeds or conveyances of Land before the said Clarks do Acquaint the S[d] party concerned that the record of such deed or deeds or conveyances of Land will not be taken as Evidence in any court of this province

Ordered that the clark of y[e] Council do Serve Each of y[e]

County clarks with A Copy of this minute so far as it relates to them which they are hereby required and comanded to Observe

Where as the Act Entituled An Act for an Additional Support of this province and makeing current fourty thousand pounds for that and other purposes therein mentioned has provided the sum of four thousand Pounds for to Answer the Incident charges of this Government

I have thought fit with the Advice & consent of ye Council to Sign the following warrants

N° 1	To his Excellency for Incidents	1000
2	to Lewis Morris	10
3	to John Hamilton	10
4	to David Lyell	10
5	to John Anderson	10
6	to John Parker	10
7	to John Wills	10
8	to John Johnston Junr	10
9	to John Hugg	10
10	to Peter Bard	10
	the Above are the council &^c^ for former Sessions	
11	To Joseph Bunnell	10
12	to Josiah Ogden	10
13	to Elisha Lawrence	10
14	to William Lawrence	10
15	to John Harrison	10
16	to John Kinsey	10
17	to the adm^rs^ of Wm Eier	10
18	to Moses Rolfe	10
19	To Thomas Hall	10
20	to Benjamin clarke	10
21	to Phillip Schuyler	10
22	to Hessell Peterson	10
23	to Isaac Sharp	10
24	to Jacob Spicer	10

25	to John Kay	10
26	to John mason	10
27	to Mathew champion	10
28	to Thomas Hunlock	10
29	to Thomas Mason	10
30	to Joseph Cooper	10
31	to Jeremiah Bass	10
32	to Jacob Doughty	10
N° 33	To Dickinson Sheppard	£10
34	to Daniel Smith	10
35	to John Reading of the Council	10
36	to Michael Kearny Clerk	20
37	to John Warden Serjeant at arms	7 : 6
38	to francis collins Searjeant at arms	10
	For Tending the present Setting Nov^{br} 1723	
39	To John Hugg	21 : „
40	to John Hamilton	10 : 4
41	to David lyell	21 : „
42	to John Parker	17 : 14
43	to John wills	20 : 8
44	to John Reading	17 : 2
45	to Peter Bard	20 : 8
46	to James Alexander	21 : „
47	to James Smith	20 : 8
48	to James Alexander	40 : „
49	to Michael Kearny	10 : „
50	to Michael Kearny	28 : 16
51	to Zachariah Weeks	6 : 15
52	to Francis collins	3 : „ : „
53	to the Executrix of tho^{s} Gordon Viz^{t} Jennet Gordon	10 : „ : „

At a Council held at Burlington December the Second 1723

Present
His Excellency William Burnet Esqr Governour &^{c}

David Lyell
John Parker
James Smith
} Esqr

the Governor Signed the following warrant in Councill
N° 54 to William White Door keeper to ye Assembly £9 : 7 : 6

[1]Att a Council Held at Perth Amboy Aprill 20th 1724

Present
His Excellency William Burnet Esqr Captain Generall &^{c}

John Parker
Peter Bard
James Smith
James Alexander
} Esqr

Ordered that the Gentlemen of this board who on the 28th of October last were Appointed a Comittee to Inquire into the inconveniencies wch the inhabitants of this province do complain of in the late Ordinance for regulating the courts of Judicature And who by A minute of the 25th day of November last were to be Assisted by the chief Justice to prepare and lay before this board A draft of An Ordinance for Regulating the courts of Judicature which may be free from the Inconveniencies which the inhabitants of this province do complain of in the late Ordinance for that purpose

[1] Two copies of the journal of the sittings from April 20 to October 24, 1724, were made, evidently by different hands, and were inadvertently sent to England by the Governor. Some omissions in one are supplied by the other, and are indicated in the following pages by the enclosures in brackets.

At a Council held at Perth Amboy 23d Aprill 1724

Present

His Excellency William Burnet Esqr Governour &c

David Lyell
John Parker
Peter Bard
James Smith
James Alexander
} Esqrs

Mr Parker chairman of ye Comittee to whome was referred the preparing of An Ordinance for regulating ye Courts of Judicature Acquainted this board that they had prepared the same which they had ordered him to report to this board when this board wold please to receive the same

Ordered the said Report be made Imediatly

Then the said John Parker reported the same in his place which being considered of was approved off by this board

Ordered that the Said Ordinance be Engrossed & published

At a Council held at Perth Amboy ye 24th day of Aprill 1724

Present

His Excellency William Burnet Esqr Governour &c

David Lyell
John Parker
John Johnston Junr
} Esqr

Peter Bard
James Smith
James Alexander
} Esqr

Where as it Appears to this board by A minute of the Generall assembly of this province bearing date the 27th day of Aprill 1722 that William Eier Esqr late Treasurer of this province did Acknowledge to the comittee of the Said Assembly that he had in his hands the sum of Eight four pounds Ten shillings and four pence of the Old bills of Credit of this province which was to be applied to sinking the Old bills

of Credit and it does not appear to this board that it has been delivered over by his Execut^{rs} or adm^{rs} to the present treasurer

Ordered therefore that the Execut^{rs} or adm^{rs} of the said William Eier do within fourteen days after notice hereof pay and Deliver over unto the treasurer for this province the afores^{d} Sum in the old bills of Credit of this province or Show that it has been before delivered in

Ordered also that in case the Sum be not paid in the time aforesaid that the attorney Generall do use the due course of the law for recovery of the same

Ordered Also that the clark of the Council do with all expedition serve the adm^{rs} or Execut^{rs} of the Said William Eier and the Attorney Generall with copys hereof

Then the following warrants were signed for support of Government

N° A 72	To his Excellency for three months half sallary comencing from ye 23 day of Septemb^{r} to the 23 day of Decem^{r} following.....	£62 : 10 : „
B 72	to Ditto [from d° to d°].....	62 : 10 : „
73	to James Smith Clark of ye Councill..	6 : 5 : „
N° A 74	to His Excellency for three months half Sallary comencing ye 23 day of December 1723 to the 23 day of march following.....	62 : 10 : „
74	to ditto [from d° to d°].....	62 : 10 : „
75	to William Trent Esqr chief Justice for 4 months Sallary comencing the 23 day of November 1723 to the 23^{d} day of march following.....	33 : 6 : 4
76	to James Smith Esqr clark of ye Councill for three months Salary Ending ye 23 of march 1723–4.....	6 : 5 : „
77	to Michael Kearny Treasurer of the Eastern division for Six month's Salary.....	10 : „ : „

78 to John Allen Treasurer of the western division [for six months]..... 10 : „ : „
79 to James Alexander Esqr Attorney Gener^{ll} [for 6 months]..... 10 : „ : „
80 to John Askell door keeper [for ditto] 5 : „ : „

Likewise were signed the following warrants to be paid out of the money raised by virtue of the Act Entituled An Act for an Additional Support of the Government &^{c}

N° 55 to John Parker Esqr for Signing & Numbring of ye bills of Credit..... 45 : „ : „
56 to Peter Bard Esqr for d°..... 45 : „ : „
57 to Robert Lett Hooper d°..... 45 : „ : „
58 to m^{r} James Trent for d°..... 45 : „ : „
59 to William Bradford Printer of ye bills of Credit..... 155 „ „
60 to Wm Trent and Thos Lambert for the use of Peter La Haupe Agent of this province ..... 100 : „ : „
61 to Willm Trent Chief Justice for one half years additional Sallary Ending ye 23 of march last..... 50 : „ : „
62 to Peter Bard Esqr Second Judge for ditto 25 : „ : „
63 to James Smith clark of ye Council..... 10 : „ : „
64 to John Allen treasurer of ye Western division..... 5 : „ : „
65 to Michael Kearny treasurer of ye Eastern division..... 5 : „ : „
66 to James Alexander Esqr att Generall... 20 : „ : „

At a Council held at Perth Amboy April 25th 1724

Present

His Excellency William Burnet Esq[r] Governour &[c]

John Hamilton, David Lyell, John Parker, John Johnston Jun[r] } Esq[r]
Peter Bard, James Smith, James Alexander } Esq[rs]

Daniel on the Demise of Vaughan vers Woodruff } the Petition of Edward Vaughan was read Setting forth that the lease of Jacob Daniel on the demise of the petitioner for lands and tenements in Elizabeth town in the county of Essex in An Action of tresspass in Ejectment ag[t] Joseph woodruff does Expire on the 24th of July next and praying a Deffinitive Sentence in this cause or an Enlargement of the term of y[e] Lease

Which being read and considered and this board finding that by An order thereof made y[e] 29th of April 1723 the record in this cause was returned back to the Supream court to be Examined and amended by the record remaining there And that the Said transcript has not been as yet returned to this board

Ordered that the petitioner do procure the said Record to be brought up by one of the Justices of the Supream Court that this board may proceed thereon And that the petitioner may have a copy of this minute

At A Council held at Perth Amboy the 29th of April 1724

Present

His Excellency William Burnet Esq[r] Governour &[c]

John Hamilton, David Lyell, John Parker, John Johnston Jun[r] } Esq[r]
Peter Bard, James Smith, James Alexander } Esq[r]

William Trent Esqr chief Justice of this province according to Order of the 25th Instant Brought up to this board the record in the cause Depending vizt Jacob Daniel at the demise of Edward vaughan vers Joseph woodruff

William Bradford laid before this board a warrant to him for fifty pounds for two years Sallary as printer Ending the 29th of Sepr 1720 bearing date the fifth day of may 1722 which warrant is directed to William Eier Esqr treasurer and the said William Bradford Acquainted this board that the present treasurer Mr Kearny scrupled the payment of the Said warrant because it is not directed Also to the treasurer for the time being

Ordered that the present Treasurer or Either of them do pay the Said warrant wch with a Copy of this Order shall be A sufficient discharge to him for so much

Woodruff plaintiff in error
ver
Daniel on the Demise of Vaughan

Mr Kinsey of Council for the plaintiff in Error attending was called in and being ask^{t} whether he would consent to the lenghtening of the Term of the Lease to Jacob Daniel in this cause he Answered he would [could] not till he had adviced with his Clyents and [prayed] time till fryday morning to advice with them which is granted him by this board

Peter Keightly who lives on one of the Branches of the north branch of Rariton haveing hereto fore made complaint to his Excellency that it is not Determined or known whether the place where he lives be in Essex Hunterdon or Somerset county & that he has been often taxed in Each of them & otherwise required for the Service of Each of ye said countys by the officers thereof and prayed that directions might be given to the officers of some one of ye Said countys to tax him as in their county And that the officers of ye other two Countys be directed to desist in any way molesting him untill it be Determined in which county the place whereon he lives does lye

On motion of m^r^ Alexander reminding his Excellency hereof

Ordered that the said Peter Keightly for the place he now lives on be taxed and do all other services as if the same place were determined to be in Somerset county And Ordered that no majestrate or officer of ye Countys of Essex or Hunterden do in any way molest the said Peter on pretence of his being in their county untill it be determined in which county the said place is

At a Council Held at Perth Amboy the first Day of may 1724

Present

His Excellency William Burnet Esqr Governour &^c^

John Hamilton, David Lyell, John Parker, John Johnston } Esqr

Peter Bard, James Smith, James Alexander } Esqr

Woodruff Plaintiff in Error
v
Daniel on the Demise of Edwd Vaughan

Mr Kinsey councill for the plaintiff in Error Attending pursuant to An Order of this board of ye 29th past consents to Enlarge the Said Lease

Ordered by consent of both partys that the Term of the Lease of Jacob Daniel on the Demise of Edward vaughan for lands and tenements in Elizabeth town in the county of Essex in An action of tresspass & Ejectment ag^t^ Joseph woodruff Deff^t^ on A writ of Error before this board be Enlarged for one year after the Expiration of the present term of ye Lease[1]

[1] This action was brought at the November Term, 1714, of the Supreme Court, in the interest of the East Jersey Proprietors, to test the validity of the patent for Elizabethtown, granted by Governor Nicolls, of New York, in disregard of the Proprietors' title from Berkley and Carteret. The Court decided, May Term, 1718, in favor of the Rev. Edward Vaughan, the plaintiff. Woodruff brought the case, by a writ of error, before the Governor and Council, as the Court of Errors, but that Court deferred action from time to time for ten or twelve years, when the case was dropped. —*Elizabethtown Bill in Chancery*, 46, 122; *Answer*, 32.

Ordered that the gentlemen of this board or any five or more of them be A comittee to prepare An Ordinance for regulating of the fees to be taken by the officers in the chancery of this province

Ordered that the Gentlemen of this board or any five or more of them be A comittee to draw up a proclamation concerning the clarks of ye Countys & townships of this province their recording of deeds without Authority Mr Johnston reported from the Comittee that they had prepared a draft of An ordinance for Settling the fees to be taken by the officers in the Court of chancery of this province wch he was ready tō report when the board wold please to receive the Same

Ordered that the report be made Imediatly wch was accordingly done & agreed to be [by] the board

And Ordered that An Ordinance do issue in pursuance of ye said Draft

At a Council held at Perth Amboy Oct^br^ 24th 1724

Present

His Excellency William Burnet Esqr Governour &^c^

John Hamilton
David Lyell
John Parker
John Johnston
James Smith
James Alexander
} Esqr

His Excellency with the advice of this board Signed the following warrants for support of Government

N^o^ A 81 To his Excellency for three months half Sallary comencing from the 23 of march to the 23 day of June 1724....£62 : 10 : „

B 81 To d^o^ from d^o^ to D^o^..... 62 : 10 : „

	82	to Wm Trent Esqr chief Justice for three month Sallary comencing the 23^d^ of march 1723 to the 23 day of June 1724	25 :	„ : „
	83	to James Smith clark of the Councill...	6 :	5
N° A	84	To his Excellency for three months half Sallary comencing the 23^d^ of June 1724 and Ending ye 23 of September 1724	62 :	10 : „
B	84	To D° from d° to D°.....	62 :	10
	85	to William Trent Esqr chief Justice his Sallary for the same time.....	25 :	„
	86	To Jame Smith Clerk of ye Council....	6 :	5
	87	to Michael Kearny treasurer of ye Eastern division for 6 months Sallary.....	10 :	„
	88	to John Allen Treasurer of the western Division for 6 mo^s^ Sallary.....	10 :	„ :
	89	to James Alexander Esqr Atty Generall for 6 mon^s^.....	10 :	„
	90	to John Haskell doorkeeper of the Council [for ditto].....	5 :	„

Likewise were signed the following warrants to be paid out of the money raised by virtue of An Act Intituled An Act for an additional support of the Government &^c^

N°	67	to William Trent Esqr chief Justice for one Quarter of a years additional Sallary Ending the 23 of June last.....	25 :	„ : „
	68	to Peter Bard Esqr Second Judge for ditto..	12 :	10 : „
	69	to James Alexander Esqr atty Gen^ll^.....	10 :	„ : „
	70	to Willm Trent Esqr a quarter of a years additional Sallary Ending the 23^d^ Septr last.....	25 :	„
	71	to Peter Bard Esqr for d°.....	12 :	10
	72	to James Smith Esqr for 6 mo additional Sallary as clarke of ye Council Ending 23^d^ Sepr last.....	10 :	„

73 to Michael Kearny as treasurer of the Eastern Division for same time..... 5 : „
74 to John Allen as treasurer of the western division [for do]..... 5
75 to James Alexander Esqr atty Generall for three mon^s Sallary Ending 23 Sep^br..... 10 :

Att a councill held att Perth Amboy February the 25th 1724

Present

His Excellency William Burnet Esqr Governour &^c

John Hamilton
David Lyell
John Parker
James Smith
James Alexander
} Esq^rs

His Excellency Acquainted this board that he conceived it was well known to all parties that William Trent Esqr one of the comissioners of the loan office of the county of Hunterdon was dead[1] wch being agreed to by this board This board does humbly advice and consent that his Excellency do Issue his mandate to the Justices of the said county for Ellecting a comissioner in the room of the said William Trent deceased

John Parker Esqr one of this board and mayor of the city of Perth Amboy represented that the days for holding of Courts of Quarter Sessions being on the first Monday Quarterly was inconvenient because all the business that was to do at it might be done on the same day on which the court of comon pleas is held, which is on the thursday And moved that his Excellency wold alter the time the time for the Quarter Sessions to thursday by An Ordinance for that purpose which being Considered off, it is Assented to by this board that his Excellency do Issue an Ordinance accordingly

[1] Chief Justice Trent died December 25, 1724.

Att a councill held att Perth Amboy may 26th 1725

Present
His Excellency William Burnet Esqr Governr &c

John Parker
James Smith
James Alexander } Esqrs

The Governour Ordered the Secretary to Acquaint the Assembly that he Expected their Attendance imediately

The Assembly Attended Accordingly and presented John Johnston Esqr their Speaker whome his Excellency approved and made the following speech

Gentlemen

I have the Satisfaction of meeting you as soon as the affairs of the loan office would permit some of the members to Attend and it is with pleasure that I congratulate you upon the punctual performance of the payments that the borrowers were to make for the first year

There is nothing that can Support the credit of the bills So much as a Sacred Observance of the terms of the Act, by which they were Issued this Act is A Kind of covenant between the publick and private persons, which therefore neither of the partys bound by it can in honour and Justice break through and when they do, it is no wonder if the credit of the whole suffers by it, how much soever Some persons have Given Occasion to such a complaint I have no doubt but you come determined on your part to do nothing that may waken [weaken] but if possible that may strenghten your first engagements And Such a steadiness in your proceedings and the Graduall decrease of the Quantity of the bills can not fail to support their Credit, And even in time to restore them to the intrinsick value of Silver for which they were Struck

The Expiration of the last support of Government is so near that I depend on your care to renew it for the like term of years and to continue An Ample and honourable provision for the officers of the Government, And for your Agent in

Great Britain you will Judge whether you have any reason to repent of the confidence you have hitherto placed in the Administration, and if you have any grounds to change your Opinion att this time I am very well persuaded that you will pursue the intrest of the people whome you represent in All your deliberations and you will lay a side all resentments and party disputes and be guided by calm and Solid Arguments only, you will no doubt be far from imputing the Actions of a few men to a whole Sect or A whole province and while your Zeal for the Good of your Country animates your councills, you will have a due regard to the Advantage and duty of cultivating a Good correspondence with your Neighbours and universal charity with All men

These principalls will lead you to all Just & reasonable measures for Quieting the minds and Securing the property of the inhabitants, that industry may be Encouraged & trade flourish If I can contribute to Any of these good purposes I shall think my Self happy And as I Shall employ my utmost endeavour to promote unanimity in your proceedings I shall be allways ready to concurr with you to the utmost of my power in every thing that may Advance the good of the publick you have the greatest inducement to Support the Government cherfully And Expect Success in serving the province when you reflect on the Glorys of his majesties Reign whose wise Conduct and Shining vertues have Endeared him to his Subjects at home and made him the refuge of the distressed And the terrour of the oppressors abroad

Att a Councill held att Perth Amboy June 1st 1725

Present

His Excellency William Burnet Esqr Governour &c

John Hamilton
John Parker
John Wills
Peter Bard
James Smith
} Esqrs

A Message from the house of representatives by m^r^ Ogden and m^r^ Leonard to his Excellency to know when he would please to be waited on by the house, his Excellency Appointed this Afternoon the House Attended And the Speaker presented the following Address

To his Excellency William Burnet Esqr captain Generall and Governour in chief of his majesties province of New Jersey New York and territories Depending thereon in America And vice Admiral of the same &^c^

The Humble Address of the Representatives of the Province of New Jersey

May it please your Excellency

Since the true Intrest of the Governour and the Governed are undoubtedly inseparable it would have been reasonable to Suppose the punctual payments this year made by those who borrowed money out of the Severall Loan offices, was as Satisfactory to your Excellency as it has been to us, but this you have been pleased to put beyond dispute in kindly congratulating of us on that performance, for which we return you our harty thanks And assure you that nothing on our part shall be wanting that may contribute to strengthen our former engagements

The foundation on Which the bills of Credit were raised the great care used for the Sinking of them and the Exact complyance therewith hitherto gave us Just Grounds to hope would have induced it's currency in New york as well as Philadelphia and other Neighbouring provinces, but wee unhappily find it otherways And a considerable discount insisted on between their money and Ours; whence this had it's rise and what Expedients may be fallen upon to prevent it must be subject of future enquiry & deliberation in which wee promise our Selves your Excellencys ready concurrence from the declaration you have generously made of comeing into all Just and reasonable measures for Quieting the minds

and securing the property of the inhabitants that industry may be encouraged and trade flourish

Our behaviour for the time to come will best demonstrate that resentments and party disputee are laid Aside & wee shall not be So unjust to Attribute the actions of particular men to A whole province nor shall our Zeal for Our country occasion us to forget that wee and the Neighbouring provinces are the children of one comon parent but we hope your Excellency will be of our opinion that there is no inconsistency between cultivating a Good correspondence with Our Neighbours and takeing all possible care to prevent unjustice to Our selves The service of Our king and country is the End of our constitution and the busyness of Every convention, And as wee are under the highest Obligation to discharge this trust it shall be our particular care this Session to demonstrate the just Sence we have of it as well for makeing honourable provision for supporting of Government And the officers thereof as by preferring such bills wch we conceive Necessary for the benefit of those Wee represent

In pursuit of which purposes besides the assurance your Excellency is pleased to give us of contributing your utmost endeavour, wee have all the inducements that proceed from the mild and Gentle Reign of A Gracious prince whose conduct at home and Abroad renders him remarkably conspicuous, may his reign be long and happy And continue the "refuge of the distressed and terrour of Oppressors

By Order of the house JOHN JOHNSTON Speaker

Severall of the house being of the people called Quakers agree with the matter & substance but Make some Exceptions to the Stile

At a Council held att Perth Amboy June ye 2^d^ 1725

Present

His Excellency William Burnett Esqr Governour &^c^

John Hamilton, John Parker, John Wills } Esq^rs^

Peter Bard, James Smith } Esq^rs^

On Petitions made by the treasurers of this province that A comittee be Appointed to Examine their Accounts Ordered that m^r^ Hamilton m^r^ Parker and m^r^ Wills be A comittee for that purpose and that they have power to Send for persons and papers and that they may Join a Comittee of the assembly appointed for the same End

His Excellency comunicated his 30th Instruction to this board which is as follows

Whereas it is not reasonable that Any of Our Collonies or plantations should by virtue of Any Exemptions or other priviledges whatsoever be allowed to seek and pursue their own particular advantages, by methods tending to undermine and prejudice our other collonies and plantations which have Equall title to Our Royal care And whereas the trade and wellfare of Our province of New York wo'ld be greatly prejudiced If not entirely ruined by allowing to the inhabitants of Nova Cesarea or New Jersey any Exemptions from those charges which the inhabitants of New York are lyable to

You are therefore in Settling a publick Revenue as before directed to propose to the Assembly that such customs, dutys, and other impositions be laid upon All comodities imported or Exported in or out of our Said province of Nova cesarea or New Jersey as may Equall the charge now laid or that shall hereafter be laid upon the like comodities in our province of New York

At a Councill held att Perth Amboy June 15th 1725

Present

His Excellency William Burnet Esqr Governour &c

John Hamilton, David Lyell, John Parker, John Wills, Esqrs

John Reading, James Smith, James Alexander, Esqrs

Mrs Jennet Gordon Widdow of thomas Gordon late Treasurer of this province Attending pursuant to An Order of the first Instant, was called in and Delivered her reasons in writeing against passing the Bill Intituled An Act to oblidge the Estate of thomas Gordon Esqr Some time Since treasurer & Receiver Generall of this province, as also his Securities to Answer And pay all such Sum or Sums of money as were due from the Said Gordon to the publick at the time of his decease wch reasons being read

Ordered that John Hamilton John Wills John reading James Smith and James Alexander be A Comittee to consider of the sd reasons and that the comittee of the house of representatives be served with A copy of the same forthwith and that the said comittee of this board, do hear the Alligations for and against the said bill and make report of their opinion on the whole to this board

Ordered that the comittee of this board Appointed on the 2d Instant to Examine the Treasurers Accounts have also power to join A comittee of the Assembly to Account the Old bills of credit of this province and to Sink and distroy them and to take an Account of all the cancelled bills brought in by the comissioners of the loan offices And Also an Account of all the intrest moneys paid in by them to the treasurers in Order to be cancelled

The Petition of Will and Bella Negros being Read Setting forth that one Robert Burnet deceased did by A Codicill to his last will and testament in the year 1714 did Appoint that they should be free from their Slavery after ten years And

that notwithstanding thereof they had been sold Absolutely by Peter Burnet to Nathan Allen and by Nathan Allen to David Lyell And that the Said ten years being Expired the said David Lyell refused to let them be free And praying relief And the said Nathan Allen and David Lyell together with the said Negros Will and Bella Attending without were called in, in Order to be heard on the said Petition And upon a full hearing of all partys and witnesses upon Oath to their Alligations it appears to this board that the said Robert Burnet purchased the Said Negros for A considerable sum of money only about one year before his decease that the said Peter Burnet Joined along with the said Robert in A bond for the payment of the prize of them, that the moneys were paid by the said Peter for them at least that all the receipts for the Same were in his name that the bill of Sale of them was to the said Robert Burnet and Peter Burnet Jointly that the giveing of their freedom was not for their Services to the Said Robert att the time of makeing of the will but in hopes that they wold have faithfully Served the ten years which by the will was the terms of their freedom

It appears also to this board that an Act of the Generall assembly of this province passed into A law in the year 1713 whereby it is Enacted that whereas it is found by Experience that free negros are an Idle and Slothfull people & prove very often A charge to the place where they are it was therefore Enacted that Any master or mistress manumitting and setting at liberty Any Negro or mulatto slave shall enter into sufficient Security to her majesty her heirs and successors which [with] two sureties in the Sum of two hundred pounds to pay yearly and every year to Such Negro or muletto Slave during their lives the Sum of twenty pounds And if such Negro or muletto Slave Shall be made free by the Will & testament of any person deceased, that then the Executor Of such person shall enter into Security as above imediatly upon proveing the said will and testament which if refused to be given the said manumission to be void and of none Effect

It appears also to this board that no Such Security has been

given as by the Said law has been required And further it appears that the said Robert Burnet died without leaving sufficient Estate to pay his debts And that he made divers and sundry legacies to his children by the Said Will, none of wch for want of Sufficient to pay his debts have been or can be paid and that therefore the Executors to the will cannot or ought not to give in Such Security as by the said law is required And further that the said Negros have not served the ten years time So dutyfull to their masters as were there sufficient Estate in the Executors hands to intitle them to the favour of their giveing in the Security required by the said Act upon the whole as Peter Burnet was by the purchase of the said Negros Equally entitled to them with the said Robert And by Over liveing him the same Robert wholly intituled to them in law, And by paying the whole price of them Also intituled to them in Equity

2 As Robert Burnet had not right for these reasons to give the Negros their freedom by his Will, or if he had yet as care was not taken by him to comply with the law afore recited

3 as the law aforesaid is not complyed with, nor Sufficient Estate of the Said Robert in the Executors hands to comply with it & were there, yet the behaviour of the Said Negros haveing been such as does not deserve

This Board is of Opinion that the Said Negros Will and Bella are not free, nor by the Said Will of Robert Burnet have any pretence in law or Equity to be free, And does direct the said Will and Bella to Submit to their Said Master David Lyell otherwise to Expect Such punishments as their master and the law will inflict upon him

P M

Present as before Except m^r^ Lyell

The petition of Sundry of the freeholders and inhabitants of the County of Bergen praying that the Circuits may be also appointed by an Ordinance to come yearly in to their county as it does into other County's being read

Ordered that it be referred to A comittee of any five or more of this board to consider of the Said Petition and to report to this board what alterations they shall think will be proper to make of the Ordinance for regulating of Courts of Judicature

On motion of m[r] Alexander Setting forth the great delay of Justice by the practitioners of the law in demurrers Special pleadings and Special verdicts and that as the practice is now managed it is comonly two years at least before any Judgment can be had in such cases

Ordered that the said James Alexander do prepare and lay before this board a bill for remedying the said delay

At a council held att Perth Amboy June y[e] 18th 1725

Present

His Excellency William Burnet Esq[r] Governour &[c]

Lewis Morris
James Smith
James Alexander } Esq[rs]

The Generall Assembly waited upon the Governour and presented the following Address

May it Please your Excellency

The Season of the year is So far advanced that wee cannot hope to go through the Service of Our King and country before the ingathering of Our harvest, there being Severall things of importance now before us which require Our utmost care & deliberation

Wee therefore humbly pray your Excellency will be pleased to adjourn us until the twentyeth of July next and intirely rely upon your wonted goodness that for the reasons above your Excellency will Grant this Our Request

Signed by Order of the house

JOHN JOHNSTON Speaker

To which his Excellency Desired them to Adjourn themselves to the twentieth of July

At A Councill held att Perth Amboy June 19th 1725

Present

His Excellency William Burnet Esqr Governour &c

Lewis Morris, John Hamilton, David Lyell, John Parker } Esqrs

Peter Bard, John Reading, James Smith } Esqrs

Woodruff, ver, Vaughan } in Error

By the consent of the parties the lease of Jacob Daniel is further enlarged to the twenty fourth of January next And it is also ordered that there be A rehearing in this cause before the Governour and councill the first tuesday in August Next And that the partys have Notice thereof forth with

Att a Councill held att Perth Amboy July 23d 1725

Present

His Excellency William Burnet Esqr Governour &c

David Lyell, John Parker, John Wills } Esqrs

John Hugg, Peter Bard, James Smith } Esqrs

A Message from the house of Representatives by mr Boune and mr Samuel Leonard with a Bill intituled An Act to lay a duty on wheat wheat meal Staves and heading and all sorts of Bolts whereof Staves or heading may or can be made, to which they desire the concurrence of this board

Ordered the said Bill be read

The Said Bill was read the first time And Ordered to be read A Second time

M[r] Lyell Desired leave to bring in a Bill for regulating the Seize of casks Weights and measures and for appointing of packers within this province

Resolved that m[r] Lyell have leave to bring in the said Bill

At a council held att Perth Amboy July 27th 1725

Present

His Excellency William Burnet Esq[r] Governour &[c]

John Hamilton	Esq[rs]	John Wills	Esq[rs]
David Lyell		John Hugg	
John Parker		Peter Bard	
John Johnston Jun[r]		James Smith	

Ordered that the bill Intituled An Act to lay a duty on wheat wheat meal staves and heading and all sorts of Bolts whereof staves or heading may or can be made, be read a Second time

the said Bill was read the the Second time & comitted to the Gentlemen of the councill or Any five of them

M[r] Lyell According to leave laid before this board An Act Intituled An Act to Assertain the Size of Casks weights and measures And to Appoint packers in each County within this province

Ordered the said bill to be read the said Bill was read the first time And Ordered to be read A second time

The Governour Comunicated to this board his Majesties Letter Appointing Robert Lettis Hooper Esq[r] chief Justice of the province of New Jersey in the Room and place of William Trent Esq[r] deceased And is as follows

G : R :

Trusty And Well beloved Wee Greet you well

Whereas wee have taken into Our consideration the integrity and Ability of Our trusty and well beloved Robert Lettis Hooper Esq[r] wee have thought fit hereby to require you And

authorize you forthwith to cause Letters pattents under our Seal of that Our province of New Jersey for constituting and Appointing the said Robert Lettis Hooper Our chief Justice of Our said province in the room and place of William Trent Esq[r] deceased to have hold Execute and Enjoy the said office to him the Said Robert Lettis Hooper Esq[r] for & during Our pleasure And his residence within Our said province Together with all and singular the Rights profits privileges and Emoluments unto the said place belonging in As full and ample manner as the Said William Trent or Any other person hath formerly held or of Right ought to have held or Enjoyed the Same with full power And Authority to hold the Supream courts of Judicature at such places and times as the same may and Ought to be held within Our said province And for So doing this shall be your warrant And So Wee bid you farewell Given at Our Court of S[t] James's the ninth day of march in the Eleventh year of Our Reign

By his majestys com̃and

HOLLETT NEWCASTLE

At a Council held att Perth Amboy August 2[d] 1725

Present

His Excellency William Burnet Esq[r] Governour &[c]

Lewis Morris John Hamilton John Parker John Wills	Esq[rs]	John Hugg James Smith James Alexander	Esq[rs]

M[r] Smith chairman of the comittee to whome was referred the Bill intituled an act to lay a duty on wheat wheatmeal staves and heading and of all sorts of Bolts whereof staves or heading may or can be made, Reported that they had gone through the said Bill and was ready to report the same [with amendments] when this board was pleased to receive the Same

Which amendments were Accordingly read and Agreed to by this board and the Bill was Ordered a third reading

the said Bill with the Amendments was read the third time Ordered that the said bill do pass and that m^r Smith do Acquaint the house of representatives that this board have passed the said bill with several Amendments, And that he do carry the said bill with the Amendments to the house of representatives for their concurrence

The bill Intituled An Act to Ascertain the Size of Casks weights and measures And to Appoint packers in each county within this province was read the second time And com̃itted to the Gentlemen of the Councill or Any five of them

This board takeing into consideration some inconveniencies remaining by the want of the yearly Sinking of the intrest moneys and of A provision for the Sallarys of the Loan officers

Ordered that John Parker John Wills and James Alexander be a comittee to bring in a bill to remedy the said inconveniencies

At a Council held att Perth Amboy Augt 9th 1725

Present

His Excellency William Burnet Esqr Governour &^c

Lewis Morris	Esq^rs	John Wills	Esq^rs
John Hamilton		John Hugg	
David Lyell		James Smith	
John Johnston		James Alexander	
John Parker			

Mr Lyell chairman of the comittee to whome was referred the bill intituled An Act to Ascertain the Size of Casks and the Standard of weights and measures And to Appoint packers in each county within this province Reported that they had gone through the Said bill which he was ready to report when

this board would please to receive the same, which Amendments were Accordingly read and Agreed to by this board

Ordered that the said bill be Ingrossed as Amended the Governour in Councill signed the following Warrants vizt

His Excellency half Quarters Sallary warrants comencing the 23^{d} day of Septemb^{r} 1724 to the 23^{d} day of December following

N° A	91	from d° to d°.....	62 : 10 : „
B	91	from d° to d°.....	62 : 10 : „
	92	to the Adm^{rs} of Wm Trent from d° to d°.....	25 : „ : „
	93	to James Smith Clark of ye Councill..	6 : 5 : „
N° A	94	To his Excellency for three months half Sallary comencing from the 23^{d} of December 1724 to the 23 of march following.....	62 : 10 : „
	94	to ditto from d° to d°.....	62 : 10 : „
N°	95	To Robert Lettis Hooper Esqr chief Justice from d° to d°.....	£25 : „ : „
	96	to Michael Kearny Treasurer for Six months Sallary comencing the 23^{d} of September 1724 to the 23 of march following.....	10 : „ : „
	97	to John Allen Treasurer of the western division for Six months Sallary from ditto to d°.....	10 : „ : „
	98	to James Alexander Esqr for Six months Sallary as Attorney Generall from ditto to d°.....	10 : „ : „
	99	To James Smith A Quarter's Sallary as clark of the councill comencing the 23 day of December 1724 to the 23 of march following.....	6 : 5
		To his Excellency for three months half Sallary comencing the 23^{d} day of march 1724 to the 23^{d} day of June 1725.....	

N° A 100	to d° from d° to d°.....	62 : 10
B 100	to d° from d° to d°.....	62 : 10
101	To Robert Lettis Hooper Esqr for same time	25 : „ : „
102	to Michael Kearny treas^r of the Eastern Division for same time.....	5 : „ : „
103	to John Allen Treas^r of the Western for same time.....	5 : „ : „
104	to James Alexander as att. Generall for same time.....	5 : „ : „
105	to James Smith clark of ye Councill for same time.....	6 : 5 : „
106	to John Askell for three Quarters Sallary as door Keeper of the councill comencing the 23^d day of Sepr 1724 to the 23 day of June 1725...	7 : 10

Severall alterations that were proposed in the times of the Setting of the courts of Judicature and the Appointing of a time of the Sitting of the Supream Court for the County of Bergen And a clause regulating the fileing of pleas & declarations were agreed to by this board and an Ordinance was Ordered to be prepared for regulating the Courts of Judicature According to the former one with these Alterations

At a Council held at Perth Amboy Augt 12th 1725

Present

His Excellency William Burnet Esqr Govr &^c

Lewis Morris
John Hamilton
David Lyell
John Johnston
} Esq^rs

John Wills
John Reading
John Hugg
Peter Bard
James Smith
} Esq^rs

A Message from the Assembly by Coll Provost and m^r^ Allen that this house have agreed too the amendments of the councill to the bill intituled An Act to lay a duty on wheat wheatmeal staves and heading and all Sorts of Bolts whereof staves or heading may or can be made, And sent up the bill

A message from the house by m^r^ Bonnel and m^r^ Stacy that the house had passed A bill intituled An Act for the better regulating of Ellections &^c^ to wch they desire the concurrence of this board

the Bill intituled An Act for the better regulation of Ellections and laying A penalty on all officers and other persons whatsoever that shall by indirect practices endeavour to Obtain Any Ellections contrary to the rights libertys and priviledges of the people the true intent and meaning of this bill, was read the first time And Ordered a second reading

m^r^ Wills laid before this board A memoriall from Several proprietors of the western division Exhibiting their reasons why the bill for repealing An Act for runing And Ascertaining the line of partition between the Eastern and Western division of New Jersey now lying before the councill should not pass

Coll Cox Mr Goslin and m^r^ thomas Rudd attended to give reasons why the said bill should pass and they desired further time And A copy of the afores^d^ memoriall in Order to make their Answer thereto in writeing wch was Granted

P M Present as above

The bill for better Regulating of Ellections and laying a penalty on all officers & other persons whatsoever that shall by indirect practices endeavour to Obtain any Ellection contrary to the rights libertys and priviledges of the people the true intent and meaning of this Act was read A Second time And comitted to the Gentlemen of the councill or Any five of them

The Governour in Councill Signed the following Warr^ts^

N° 76	To the Adm^rs of William Trent late chief Justice for A Quarters Additionall Sallary Ending the 23^d day of December 1724	25	„	„
77	To Peter Bard Esqr Second Judge for d°..	12	10	„
78	to James Alexander Esqr Att Generall for d°	10	„	„
79	to Robert Lettis Hooper Esqr chief Justice for A Quarters Additionall Sallary ending the 23^d of march	25	„	„
80	To Peter Bard Esqr Second Judge for d°..	12	10	„
81	to James Alexander Esqr Att Generall for d°	10	„	„
82	to Robt Lettis Hooper chief Justice for A Quarters Additionall Sallary Ending the 23^d day of June 1725	25	„	„
83	To Peter Bard Esqr Second Judge for d°..	12	10	„
84	to m^r Kearny Treas^r of the Eastern division three Quarters Additionall Sallary Ending the 23^d day of June 1725	7	10	„
85	To John Allen Treas^r of the western for d°..	7	10	„
86	to James Alexander Att Generall for A Quarter Additionall Sallary ending the 23^d June 1725	10	„	„
87	to James Smith Clerk of ye circuits for three Quarters Additionall Sallary ending the 23 June 1725	15	„	„

Wednesday ye 10th of this Instant in the morning att ten aclock is appointed for A hearing between Woodruff plaintiff in Error v Vaughan Deft

At a Council held at Perth Amboy August ye 13th 1725

Present
His Excellency William Burnet Esqr Governour &^c^

David Lyell, John Parker, John Wills } Esq^rs^
John Reading, John Hugg, James Smith } Esq^rs^

The Ingrossed bill Intituled An Act to Ascertain the Seize of Casks and the Standard of weights and measures & to impower the Justices of the peace att their Quarter Sessions to Appoint packers in each respective county within this province was read the third time

Ordered the Said bill do pass and that m^r^ Lyell do carry the Said bill to the house of representatives and desire their concurrence thereto

At a council held at Perth Amboy ye 13th Augt 1725

P M

Present
His Excellency William Burnet Esqr Governour &^c^

Lewis Morris, David Lyell, John Parker, John Reading } Esq^rs^
Peter Bard, John Wills, John Hugg, James Smith } Esq^rs^

Mr Reading chairman of the comittee to whome was referred the Bill Intituled An Act for the better regulating of Ellections and laying a penalty on all officers & other persons whosoever that Shall by indirect practices endeavour to Obtain any Ellection contrary to the rights libertys and priviledges of the people the true intent & meaning of this Act Reported that they had gon through the Said bill and made Severall Amendments Which he was ready to report when this board

wold please to receive the Same which Amendments were Read and Agreed to by this board

The Said Bill with the Amendments was read the third time, And Ordered the said bill do pass and that m^r Reading do Acquaint the house of Representatives that this board have passed the Said bill with Severall Amendments And that he do carry the Said bill with the Amendments to the house of representatives for their Concurrence

Att a Councill held att Perth Amboy August 14th 1725

Present

His Excellency William Burnet Esqr Governour &^c^

Lewis Morris	Esq^rs^	John Reading	Esq^rs^
John Hamilton		John Wills	
David Lyell		John Hugg	
John Parker		Peter Bard	
		James Smith	

Upon hearing the complaints of Severall Petitioners of the Counties of Burlington and Hunterdon And the Answers made by the persons complained Against And Examining the Evidences and allegations on both Sides

It is the Opinion of this board that the complaint against John Burrows Sherriff of Hunterdon for cutting A man over the head under the pretence of being his prisoner is fully made out and that it was A rash and Illegall Act, That it is proved that Alexander Lockart did imprison A man for a debt of two Shillings pretended to be due for repairing A bridge When in reality the man never did Oblidge him Self or promise to make Any such payment the board Are of Opinion that that imprisonment was Illegall

It is the Opinion of this board that it is proved that the greater part of the bench of Justices of Hunterdon did know that a freeholder was chosen by the people of Amwell And As the Justices had no Authority to name An other in his

Stead, And that their nameing And Appointing An other And Suffering him to Act was Illegall

It is the Opinion of this board that the complaint Against Andrew Smith and Phillip Ringo Justices for takeing the minutte from the town clark of hopewell, and detaining them is fully made out And that was An Arbitrary and Illegall Act done with intent to Defeat the freeholders of their Ellections

At a Councill held at Perth Amboy August ye 17th 1725

Present

His Excellency William Burnet Esqr Governour &^c^

John Hamilton John Reading John Parker John Wills	Esq^rs^	John Hugg Peter Bard James Smith James Alexander	Esq^rs^

The house of Representatives attended the Governour & by their Speaker presented the bill Intituled An Act for the Support of his majesties Government of New Jersey for five years to Comence the 23^d^ of September 1725 and to End the 23 of September 1730

Ordered the Said bill be read

The Said bill was read the first time and Ordered to be read A Second time

P M

Mr Bard absent, The bill intituled An Act for the Support of his majesties Government of New Jersey for five years comencing the 23^d^ of September 1725 and to end the 23^d^ of September 1730 was read a Second time And committed to the Gentlemen of the Councill or any five of them

John Parker Esqr chairman of the Committee to whome was referred the bill intituled An Act for the Support of his majesties Government of New Jersey for five years comencing

the 23d of September 1725 and to End the 23d of September 1730 Reported that they had gone through the Said bill which he was ready to report when this board would please to receive the Same Which was Ordered to be done Imediatly

Ordered that the Said bill be read the third time Said bill was read A third time And Ordered the Said Bill do pass

At A Council held at Perth Amboy August 19th 1725

Present

His Excellency William Burnet Esqr Governour &c

Lewis Morris, Peter Bard, John Johnston, John Hugg, James Smith } Esqrs

Woodruff v Daniel } in Error — Councill was reheard on both Sides in this Cause

Curia Advisare vult

At A Council held at Perth Amboy August 20th 1725

Present

His Excellency William Burnet Esqr Governour &c

John Hamilton, David Lyell, John Parker, John Johnston } Esqrs

John Reading, John Wills, John Hugg, James Smith } Esqrs

A Message from the house of Representatives by Coll Provost and mr Lambert with a bill Intituled An Act for Ascertaining the Size of Casks and the Standard of weights

& Acquainting this board that the house passed the Said bill with one Amendm^t and Desireing the concurrence of this board thereto

Ordered that the Said Amendment be read which was done accordingly And Agreed to by this board And Ordered that the Said bill be Engrossed as Amended

Ordered that m^r Lyell Acquaint the house of representatives that the Councill have Agreed to the Said Amendments and have Ordered the Said bill to be Engrossed as Amended

A Message from the house of representatives by Captain Bonnell and m^r Jenkins with A bill Intituled An Act Prescribing the forms of declaration fidelity Abjuration and Affirmation in Stead of the forms hereto fore required in Such cases Acquainting this board that they have passed the Said bill And desireing their Concurrence thereto

Ordered that the Said bill be read the first time which was done Accordingly And Ordered A Second reading

A Message from the house of representatives by m^r Rolfe with the bill intituled An Act to exempt and free the town of woodbridge in the County of midlesex from being taxed or oblidged to pay any sum or sums of money towards the building or repairing the bridge over South river on the great high road

Ordered that the Said bill be read which was done Accordingly, And Ordered the Same be rejected And that m^r Smith Acquaint the house therewith

Ordered that Col^l Daniel Cox Mr John Gosling and m^r Thomas Rudd or either of them do att 10 a clock to morrow morning bring in their Answer to the representation Against passing the bill for repealing the Act for runing the line of partition between East and West Jersey, of which they were Ordered a copy on the twelfth Instant and their reasons why the Said bill Should pass and they or Any one of them be Served with A Copy thereof Imediatly

P M

Present as above wth m^r^ Alexander

The bill intituled An Act prescribing the form of declaration of fidelity abjuration and affirmation instead of the forms here to fore required in Such cases was read the Second time and comitted to the Gentlemen of the councill or Any three of them

At A council held at Perth Amboy August 21 1725

Present

His Excellency William Burnet Esqr Governour &^c^

David Lyell, John Parker, John Johnston, John Reading, John Wills, John Hugg, James Smith, James Alexander — Esq^rs^

Mr Johnston Reported from the comittee to whome was referred the bill intituled An Act prescribing the forms of declaration of fidelity abjuration and affirmations Instead of the forms hereto fore required in Such cases that they had gone through the Said bill and made An Amendment thereto, which he was ready to report when this board would please to receive the Same Which Amendments were read and Agreed to by this board the Said bill with the Amendments was read the third time And Ordered the Said bill do pass And that m^r^ Reading do acquaint the house of representatives that this board have passed the Said bill with the Amendment And that he do carry the Said bill with the Amendment to the house of representatives for their concurrence

A Message from the house of representatives by m^r^ Samuel Leonard and m^r^ Hues with a bill Intituled An Act concerning the Appointment of Comissioners of the Loan offices And concerning the Sinking of four thousand pounds bills of Credit Ordered the Said bill to be read, the Said bill was read the first time And Ordered A Second reading

P M

Present as above

The bill intituled An Act concerning the Appointment of Comissioners of the loan offices And concerning the Sinking of four thousand pounds bills of Credit was read A Second time And comitted to the gentlemen of the councill or Any five of them

Mr Hugg chairman of the comittee to whome was referred the bill Intituled An Act concerning the Appointment of Comissioners of the loan offices and concerning four thousand pounds bills of Credit Reported that they had gon through the Said bill without makeing Any Amendments

Ordered the Said bill be read Said bill was read the third time And Ordered the Said bill do pass And that m^r^ Hugg do acquaint the house of representatives that this board have passed the Said bill with out Amendment

Mr Hamilton and m^r^ Bard took their places at the board m^r^ Hamilton reported that the Comittee to whome was referred the bill intituled An Act to Oblidge the Estate of Thomas Gordon Esqr Some time Since Treasurer or receiver Generall of this Province as also his Securities to Answer And pay all Such Sum and Sums of money as were due from the Said Gordon to the Publick att the time of his decease, that they had mett A comittee of the house of representatives And that in Order to the Supporting of the Said bill it was desired by the Gentlemen of the Councill to know whether Supposing the Alligations of the bill were true that this method of Enacting the debtors So much debt was usual and proper &^c^ upon Some Argument on that point it was the unanimous opinion of the comittees that as nothing Appeared to them to Obstruct the comon course of the laws for the recovery of what moneys Are due there was no Absolute Necessity of proceeding by this way for the recovery thereof And therefore this way Ought not to be made use off

And further it is the opinion of the comittees that his Excellency be Addressed to Order the Attorney Generall to

prosecute the Representatives of the Said thomas Gordon And his Securities at law for the recovery of Such moneys as by due course of Law it Shall appear the Said thomas Gordon was indebted

And the Question being put whether Said bill be read the Second time it was carryed in the Negative

And the Question being put whether it be rejected it was carryed in the Affirmative

The Governour in councill Signed the following Warrants

N° A. 1	To his Excellency for Incidents.....	£250 : „ : „
B 1	to ditto.....	250 : „ : „
N° — 2	To Lewis Morris Esq[r] for forty days attendance.....	12 : „ : „
— 3	To John Hamilton.....days 65.....	19 : 10 : „
— 4	To David Lyell.....65.....	19 : 10 : „
— 5	To John Parker.....65.....	19 : 10 : „
6	to John Johnston.....32.....	9 : 12
7	to John Wills.....59.....	17 : 14
8	To John Hugg.....38.....	11 : 8
9	to Peter Bard.....51.....	15 : 16
10	To John Reading.. .....35.....	10 : 10
11	To James Smith.....65.....	19 : 10
12	To James Alexander.....50.....	15 : „
13	To Jn° Parker & Mich[l] Kearny for attending att Printer.....	16 : „ : „
14	To Michael Kearny as clark of the Assembly.....	26 : „ : „
15	To Michael Kearny for pen ink and paper and other Services.....	16 : „ : „
16	To W[m] Bradford for printing & former Services	8 : „ : „
17	To Ffrancis collins Serjeant at Arms..	10 : 10 : „
18	to Aaron Rowleson Door Keeper of Assembly.....	9 : 15

John Parker chairman of the Comittee to whome it was referred to Examine into the treasurers Accounts Reported from them in the following words Viz[t]

The Comittee appointed to Join A comittee of the house of representatives to Examine the Accounts of the treasurers of this province and burn the old bills received by them in Exchange for New ones As Also to take An Account of the principall and intrest paid Into the treasurers by the Comissioners of the loan offices haveing carefully done the Same do Agree upon the following report to be made to this board

By the Accounts of m[r] John Allen Treasurer of the western Division they observe that he hath received of the collectors of the Counties of Hunterdon Burlington Glouster and Salem the Sum of £1214 : 2 : 1[d] in full of the Quotas Directed by Act of Generall Assembly to be paid by the Said counties for Support of Government in the years 1722 : 1723 & 1724 And of the Collectors of the county of cape may the sum of £89 : 2 : $8\frac{3}{4}$ that he hath Also received the Sum of £36 : 13 : $3\frac{1}{2}$ of m[r] James Alexander in part of the Excise and of m[r] Jeremiah Bass by Order of the Assembly £7 : 17 : 9 which Sums being Added together make £1347 : 15 : $10\frac{1}{2}$

By Severall warrants and Certificates produced by m[r] Allen it appears to the comittee that he hath paid out and discharged himself of the Sum of £1333 : 17 : 2 So that there is now remaining in his hands of the Said £1347 : 15 : $10\frac{1}{4}$ the Sum of £13 : 13 : $8\frac{1}{4}$

M[r] Allen Laid before the Comittees an Account wherein he charges himself w[t] £1000 recd of the Signers of the bills of Credit of w[ch] Sum it appears he hath paid out £861 : „ : 6[d] pursuant to the Severall warrants and certificates to him directed and £91 : 3 : $8\frac{1}{2}$ in Exchange of £63 : 19 : 3[d] of old bills & the intrest Ariseing thereon So that of the said £1000 there is yet remaining in his hands £47 : 15 : 9 out of which he desires to be Allowed the sum of 5 ℔ cent for exchangeing and Sinking the Said Old bills

He also Acquainted the Comittees that he hath received

of the comissioners of the Loan offices in the western Division the Sum of £596 : 5 : 6 being the whole intrest money due for the first year Except the comissioners Sallarys And the intrest of About £197 of wch no part was paid into the Loan offices but the lands &^c^ forfeited As Also Sundry bundles of cancelled bills Said to contain the whole principall payable the first year Excepting what is due out of the Said £170

By the accounts of m^r^ Michael Kearny Treasurer in the eastern Division it appears that he hath recd for the Support of Government the Sum of £1201 : 5 : 11¼ vizt of the Counties of Bergen Midlesex Somerset & monmouth the Sum of £703 : 18 : 7 in full of the Quotas Directed by Act of Assembly to be paid by the Said counties in the years 1723 : 1724 of the Collectors of the county of Essex £237 „ 1 „ 8 being £1 : 17 : 11^d^ over and above the Quoto of that county for said years of mess^rs^ Lyell and Radford farmer of the Excise £172 : 16 : 3½ And of James Alexander on their Accounts £85 „ 9 „ 4¾ that he hath paid out as by the Severall warrants & Certificates produced to & examined by the Said comittees Appears the Sum £1067 : 6 : 4 So that there is now remaining in his hands of the Said £1201 : 5 : 11¼ the Sum of £133 „ 19 „ 7¼

It Also Appears by his Accounts that he hath rec^d^ of the Signers of the Bills of Credit the Sum of £3,000 of which by Severall warrants & Certificates to us produced it appears that he hath paid £1900 : 09 : pursuant to the Said Warrants &^c^ And in Exchange of Old bills the Sum of £844 : 16 : 10½ viz prin^ll^ £592 : 13 : 5½ And for the interest thereof £252 : 3 : 5 So that there is Still remaining in his hands of the Said £3000 the Sum of £254 : 13 : 1½ out of which he desires to be Allowed for his trouble of Exchanging of the Said Old bills & Sinking the Same the Sum of 5 ℔ Cent

As to the money payable by the comissioners of the Loan Offices he Saith that he hath rec^d^ of the Said Comission^rs^ of the Eastern Division the sum of £520 : 13 : in part of the

first years intrest and Eight bundles of the principall Said to contain £1512 : 13 : of cancelled bills vizt of the comiss^{rs} of the county of Bergen £73 : „ : „ being one half of the intrest money And one bundle of the principall Said to contain £248 : 14 : 2 of cancelled bills of the comiss^{rs} of the county of Essex £117 : 19 in part of the intrest and three bundles of the principall Said to contain £401 : 5 : 6 of Cancelled bills of the comissioners of the County of middlesex £102 : 18 in part of the intrest money & one bundle of principall Said to contain £349 : 17 : of the Com^{rs} of the county of Monmouth £226 : 13 the whole of the intrest for the first year Except the comissioners Sallarys and three Bundles of the principall Said to contain £512 : 16 : 6 of the comissioners of the county of Somerset he hath not received Any part of Either principall or Intrest

The Committees haveing carefully Examined the old bills above mentioned caused the Sum to be burnt in their presence And upon the whole Observe That there is Now in the hands of the treasurers the Sum of £147 : 18 : 3½ money for Support of Government but what Sallarys are still due and unpaid to the Severall Officers Doth not Appear to them

That the accounts of m^{r} Wm Eier deceased formerly Treasurer in the Eastern Division have not been laid before them So they have no knowledge of what money might have been in his hands at the time of his decease

That there is now in the hands of the treasurers part of the four thousand pound Delivered them by the Signers of the Bills of Credit the Sum of £302 : 9 : 11 out of which there appears to be due to the Executors of the late chief Justice And the present chief Justice one year and A Quarter's Additionall Sallary Ending the 23^{d} day of September next one years Sallary to the Second Judge One years additionall Sallary to the Attorney Generall, Treasurers & clark of the Councill all ending on the Said 23^{d} day of September which Sallarys Amount for the Said time to £255 : „ : „ Which being taken out of the Said £302 : 9 : 11 there will remain £47 : 9 : 11 out of Which As is before said the treasurers

Desire to be Allowed the sum of 5 ℔ Cent which they Say amounts to £46 : 12 : 2 And if the the Same be Allowed will leave in their hands only Seventeen Shillings And nine pence of the Said £4000, August 10th 1725

By Order of the Comittee

JOHN PARKER chairman of the Comittee

Since the drawing up the Above report it has been Certifyed to the Comittee that all the intrest money for the first year has been paid in by the Comissioners of the Loan offices of the Eastern Division Except their Sallarys And the intrest Ariseing on one hundred And Seventy five pounds Deficiencies

August 21st 1725

By Order of the Comittee

JOHN PARKER chairman

The Engrossed Ordinance for regulating the courts of Judicature which was Ordered the 9th Instant was Examined & produced to this board Ordered that it do pass And that the Same be published And printed[1]

The bill intituled An Act intituled An Act to repeal A former Act of the Generall Assembly of this province Entituled An Act for runing and Ascertaining the line of partition or division between the Eastern and Western Divisions of the province of New Jersey And for preventing Disputes for the future concerning the Same And for Secureing to the Generall proprietors of the Soil of each of the divisions And persons Claiming under them their Respective and Severall possessions rights and Just claims was taken into Consideration Together with the representation of John Rudd James Logan And twenty Seven Other proprietors of the Western Division Against the Said Repealing bill And the Answer of Daniel Cox Samuel Cole John Gosling and John Mickle in behalf of them Selves And many Others the Generall proprietors of the Western Division to the Said representation And A State of the case Given in With the Said Answer And upon mature

[1] It is given in Field's Provincial Courts, 281-91.

deliberation thereon the Question was put whether the Same repealing bill be read the Second time, And it was Carryed in the Negative

Then the question was put whether the Said bill Shall be rejected And it was Carryed in the Affirmative

At A Councill held att Perth Amboy August ye 23^d^ 1725

Present

His Excellency William Burnet Esqr Governour &^c^

David Lyell
John Parker
John Johnston Junr
John Wills
John Hugg
Peter Bard
James Smith
James Alexander
} Esq^rs^

The Governour Ordered the Secretary to Acquaint the Generall Assembly that he Expected their Attendance Immediately at the Councill chamber

The Generall Assembly Attended Accordingly and the Governour in councill Gave his Assent to the following bills

An Act for the Support of his Majestys Government for five years

An Act to lay A duty on Wheat Wheat meal Staves and heading and all Sorts of bolts &^c^

An Act to Ascertain the Size of Casks and the Standard of weights and measures

An Act for the better Regulating of Ellections

An Act Preseribing the form of declaration of fidelity abjuration and affirmation &^c^

An Act concerning the Appointment of Comissioners of the Loan offices

Then the Governour councill and Generall Assembly went and published the Aforesaid Acts

And his Excellency desired the Assembly would adjourn themselves to the first day of December Next

A Message from the Assembly to his Excellency that he would please to Order the Attorney Generall to prosecute the representatives of Thomas Gordon According to law

Upon which the Governour by the Advice of the councill Ordered the Attorney Generall to prosecute the Said representatives of thomas Gordon

N° 88 The Governour in Councill Signed A Warrant To David Lyell Esqr for a Standard for weights and measures for the Eastern Division of this province...£24 : 18 : 9

N° 89 The Governour Signed a Warrant to m^{r} Allen & m^{r} Jonathan Wright for A Standard for Weights And Measures for the Western Division of this province..... 24 : 18 : 9

Att A Councill held att Haboaken in the County of Bergen the 30th day of Aprill 1726

Present

His Excellency William Burnet Esqr Govern^{r}

Lewis Morris, John Hamilton, John Johnston } Esqr James Smith, James Alexander } Esqr

this board being informed that one Peter Sonmons notwith Standing the Severall Comissions for receiveing the Quit rents of the Generall proprietors of this province which for these fifteen years last past have been granted and approved of has lately pretended and taken upon himself by virtue of An old Comission Dated in the year 1703 from a few Per-

sons to him to be receiver and by virtue of A proclamation from the Lord Cornbury then Governour of this province to have full power to receive the Said Quit rents and has lately deceived Sundry people into that opinion and by that means fraudulently Acquired to himself Severall Sums of money from the inhabitants of this province tho' it is well known that he has never produced any Such Comission to his Excellency the present Governour for his approbation nor taken the oaths to his present majesty hear as he ought to have done and that Every of the persons haveing any rights to the Quit rents of this province who Signed that Comission to him are dead or their Estates in this province vested in other persons and that most of them who are vested with these very Estates are Signers to the Comission of Richard Ashfield the present receiver Generall of the Quit rents and who has been Qualifyed for that office and approved of by his Excellency and that Comission approbation & Qualification duly promulgated by proclamation and that particularly the trustees of Bergen have been So deceived and cheated by the Said Peter Sonmons as afores[d]

Ordered that Peter Post & George Burnet or Either of them do forth with Cause Hendrick Cuyler of Horsumus mathias dumott John Siss [Sip] wender Dedericks & Johannes Garritse all of Bergen & trustees of y[e] same place to attend this board presently

Richard Stout pff in Error
ver
Morris Ex Dem̃ Borden

} M[r] Alexander withdrawing from the board.

Upon a Writt of Error Returnable before this board & on motion of m[r] allexander on behalf of m[r] Joseph Murray attorney for morris the Defft in Error

Ordered that the plaintiff in Error do Certify y[e] record in Eight days time after Service of a Copy hereof on him or his attorney and that the Said plaintiff do within Eight days after Certifying of the records assign Errors otherwise a Noli Proseque to be Entered against him

Ordered also that the delivery of ye record Certifyed to the Clark of this board or his deputy be sufficient

Mr Alexander took his place at the board

Diverse of the trustees of Bergen attending without pursuant to the order afores^d^ they were called in & Examined & the Examinations of Peter Marseleson wendert Dederick & mathias Dumont three of the Said trustees were as followeth

Peter Marselison of Bergen maketh oath that about the Later End of march last he by order of the Inhabitants of Bergen paid unto Peter Sonmons one hundred & thirty one pounds five Shillings as proclamation money for the Quit rent due by the inhabitants of Bergen to the proprietors and that the Said Peter Sonmons Gave him in behalf of the Said inhabitants a receipt for the Said moneys that to inable him the Said Peter Sonmons to receive the S^d^ Quit rents, he heard he produced to Some of the Said Inhabitants a proclam^t^ from the Lord Cornbury while he was Governour of this province this deponent Saith the Said Peter Sonmons Gave them a bond to indemnify them & to pay all cost & charges & that he has ye bond in his Keeping

Wendert Dederick of Bergen maketh oath that about the Later End of march last Peter Sonmons rec^d^ above one hundred pounds for the Quit rents of Bergen I Saw him tell the money & has seen a bond granted by him to indemnify them for the paym^t^ thereof to him, this deponent further Says that Peter Sonmons to induce them to pay to him Shewed them a proclamation from the Lord Cornbury upon which he Observed that it took notice that John Barclay was Superceded from being the proprietors receiver of their Quit rents but the proclamation By his Excellency the present Governour in favour of Richard Ashfield did not take notice of Superceding Peter Sonmons this deponent Says that when m^r^ Ashfield then produced a Copy of ye S^d^ Peter Sonmons Comission as the Proprietors Receiver Generall the Said Peter Sonmons Said he did not value a Copy but Said his Comission was upon record & might be Seen by any body

Mathias Demott maketh oath that on or about the Later

End of march last ye Quit rents of Bergen were paid to Peter Sonmons & produced a receipt under the hand of Peter Sonmons in these words

Bergen 25th march 1726

Rec^d^ then of the ffreeholders of the town & Corporation of Bergen aforesaid by the hands of Peter Marselins one hundred thirty one pounds & five Shills Current money of this province according to her late majesties proclm^t^ and the Act of parliam^t^ Subsequnt thereupon regulating ye value of forraign Coyn in the plantations being in full for Seven years Quit rents due and owing to the Generall proprietors of the Eastern Division of New Jersey for ye Said town & Corporation & all the land and meadow Contained within the Limitts bounds & Jurisdiction of the Said town & Corporation untill this day to which all arrears and dues owing or payable to the Said Generall Prop^rs^ are Cleared for the lands Contained within the Said Limitts bounds & Jurisdiction the Exchange of the Sterrll money being accounted at twenty five ℔ Cent only I say rec^d^ for the use of the s^d^ Generall prop^rs^ by me

£131 : 5 PETER SONMONS Rece^r^ Gener^ll^ & Agent

And the Said Mathias Demott farther Saith that the Said Peter Sonmons produced a printed paper which he apprehended to be the Orders from England for receiveing ye Quit rents Confirmed by the Governour & Councill of New Jersey and further Saith that the Said Peter Sonmons gave him a bond to Endemnify them for the payment of ye Said money & to pay all Cost and Charges for their defence

Which Depositions being Considered off and this board being Informed that the Said Peter Sonmons is now at Acquicannack Either in the County of Essex or Bergen Deceiveing and cheating the inhabitants in Like manner

Ordered that Warrantts do Issue to the Sherriffs of Bergen & Essex & to the Sheriffs off other Countys of this province if not to be found in Bergen or Essex to apprehend the Said Peter Sonmons & bring him before this board on Saturday next at this place to Answer for the misdemeanours afores^d^

and if not to be found before that day then at the next Setting of this board.

This board being also informed that in Contempt of his majesties Letter under his Signet or sign manuall directed to the Governour of this province & to the Govern^{r} & Comander in chief for the time being whereby his maj^{ty} approved of the Comiss^{n} to James Alexander as Surv^{r} Generall of this province & directed his Govern^{r} & Comander in Chief of this province for the time being to Countenance aid & assist him in the Execution thereof in Such method as might be most Effectual to prevent all disputes & divisions Concerning property as by the said Letter Entered in the Councill book of this province in the year 1715 may appear which Said orders & approbation were promulgated by proclamation & Issued by the Governour & Councill of this province in Obedience to his maj^{tys} Said Letter whereby all persons were forbid to Execute the office of Surveyor in this province Except the Said James Alexander or his lawful deputies; One Cornelius Low has taken upon himself without any deputation or Lycence from the Said James Alexander to make Sundry Surveys within this province and by the Instigation of ye said Peter Sonmons has lately Entered upon and Surveyed the plantations of a Great number of the inhabitants of the County of Somerset in this province against their will & with out their Consents to the great Disturbance of the publick peace & of ye s^{d} Inhabitants

Ordered that warrants do Issue to the Sherriff of ye County's of Somerset & midlesex to apprehend the Said Cornelius Low & bring him before this board on Saturday next to Answer for the Said Misdemeanor

Att a Councill held at Hobooken may 7th 1726

Present
his Excellency William Burnet Esqr Governr &c

Lewis Morris, John Hamilton, John Parker } Esqr
James Smith, James Alexander } Esqr

Peter Sonmons being Called and askt by what Power or pretence he recd the proprietors quit rents of ye town of Bergen & bid to Shew Cause if any he had why a prosecution by information Should not be awarded against him for ye deceiveing of yu Said people and fraudulently acquiring to him Self the sums of moneys So recd for Quit rent he answered that the notice he had of the time of the Sitting of this councill & the information agt him was So Short that he could not give full satisfaction at present to this board but if he might have reasonable Time he would Lay what power he had before this board for their consideration

Mr Sonmons with drew and his answer being Concidered of it's the Opinion of this board that the Said Peter Sonmons have time given tell Tuesday the thirty first of this Instant may to lay what papers he thinks proper before his Excellency for his Justification And that he Enter into recognizance in the Sum of two hundrd pounds Lawfull money of New Jersey personally to be & appear before his Excellency & councill on ye fourth day of June Next And not to depart thence with out leave of ye Councill board And it is further Ordered that in the mean time he do not presume to gather receive or Demand any of the proprrs Quit rents

Peter Sonmons being again called in was Served with A Copy of the above minute who Entered into recognizance in the Sum of two hundrd pounds according to the tenor of the above order

Peter Marselins attending was called in & produced the bond granted by Peter Sonmons wch is as follows

Know all men by these p^rsents that I peter Sonmons of the province of East New Jersey Esqr am held and firmly bound unto Peter Marcellins of the town & Corporation of Bergen in the Sum of two hundred and Sixty two Pounds Curr^t money of New Jersey to be p^d to the S^d Peter mercellins his certain attorney Ex^rs adm^rs or assigns for the wch paym^t well & truly to be made & done I do bind my Self my heirs Ex^rs & adm^rs & Every of them firmly by these p^rsents Sealed with my Seal & dated this twenty fifth day of march in the twelfth year of his maj^tys Reign Annoq dom̃i 1726

The Condition of this obligation is Such that whereas there is due & owing from the freeholders of ye town of Bergen to the Generall prop^rs of ye Soil of ye Eastern division of the Said Province of New Jersey the Sum of one hundred & thirty one p^ds five Shills procl money for Quit rents for lands in the Said town Which Sum of one hund^rd and thirty one pds and five Shills the above bounded Peter Sonmons hath required & rec^d of & from the freeholders of the Said town as agent to and receiver of the Said prop^rs by the hands of ye above named Peter Marcellins as by A receipt under the hand of the Said Peter Sonmons for the Same may appear and whereas one Richard Ashfield of the City of New York merc^t hath Given out in Speeches that he is the true & Lawfull agent & receiver of the Said prop^rs and that he is fully impowered to demand the Said Quit rents from the Said town of Bergen and that upon their non payment of the Same to him on the twenty fifth day of this Instant march he will distrain and prosecute for the Same for and on the behalf of the Said proprietors all which the Said freeholders are apprehensive he will Accordingly do not with Standing the Said Peter Sonmons hath allways heretofore been deemed & Esteemed to be the true and Lawfull agent & receiver of the Said prop^rs And whereas the Said Peter Sonmons hath promised and agreed to And with the freeholders of the Said town of Bergen to indemnify them and Every of them of and from all and Every distress or distresses Suit or Suits that the s^d Richard ashfield Shall or may make or bring upon or

Against all or Any the aforesaid ffreeholders of the Said town of Bergen for the non payment of the afores[d] Quit rent So as afores[d] by the s[d] Peter Sonmans rec[d] and of and from all costs Damages charges Expenses that Shall or may happen to arrise accrue or become due thereupon now if therefore the Said Peter Sonmons his heirs Ex[rs] adm[rs] and Every of them Shall & do in pursuance of his Said agreement from time to time and att [all] times hereafter well & Sufficiently Save harmless and keep Endemnifyed them the Said ffreeholders of the Said town of Bergen & Each and Every of them their & Each of their heirs Ex[rs] adm[rs] Successors & assigns and their & Each of their goods & chattels Land & tenem[ts] of and from all and Every Such distress & Distresses action & Actions Cost Damages Charges & Expences as Shall or may happen to be made or brought Sustained accrued or become due for the afores[d] Quit rents of one hundred and thirty one pounds & five Shills So as afores[d] paid unto him the Said Peter Sonmons as the Agent & receiver of the Said prop[rs] and that in and by all things According to the true Intent and meaning of these p[r]sents then the above obligation to be void and of none Effect or Else to Stand & remain in full force & virtue

PETER SONMANS [L. S.]

Sealed & delivered in the presence of Lawrence Vanbuskirk Herman Shonman In the province of New Jersey

Att a Councill held att Hobooken June 4[th] 1726

Present
his Excellency William Burnet Esqr Govern[r]

Lewis Morris, John Hamilton } Esq[r] John Johnston Jun[r], James Alexander, James Smith

This day being appointed on the request of Peter Sonmons to See and consider what powers he has for Collecting the

Quit rents Complained of to this board on the 30th of Aprill last his Excellency Communicated to this board A Representation he had recd from the Said Sonmons and the Said Sonmons being called in to make out the allegations Sett forth in the Said Representation did not produce any prooff of any the Said allegations but a Comission or Power of Attorney from certain persons therein named to the Said Sonmons to be their agent to which Instrument there doth not appear to be any Evidence that it was Ever Executed by the Said Persons and it appearing to this board by Evidences in writeing and of persons at this board that all the persons there named are Either dead or have Since that time and before the Collection of ye Said Rents by the Said Sonmons Sold & conveyed away their Intrest to other persons it is the opinion of this board that his Collecting those rent is a deceiveing of the people and tends Greatly to the disturbance of the publick Peace and involving the Government in confusion & distraction and that he ought to be prosecuted for the same by the Attorney Generall by Information according to Law and accordingly his Excellency has thout fit to Order the Same

I Order the attorney Generall to prosecute Peter Sonmons accordingly

By his Excellencys Comand

Ja Smith Secr

It is the opinion of this board that the Said Peter Sonmons do Enter into recognizance to his majtie in the Sum of five hundred pds to appear at the next Supream Court for this province to be held at Perth Amboy to Appear and answer to the information Ordered as aforesaid and that he do not depart the Said Court with out Speciall Leave had and that he Stand to & abide Such Order & directions therein as the Said Court Shall order & direct

the Said Peter Sonmons being Called appeared & Entered into Recognizance accordingly with the Condition in these words—That you be and appear at the Next Supream Court

of Judicature for this province to be held att Perth Amboy to answer to Such things as Shall on his Maj^ties^ behalf be Objected against you touching & concerning the gathering & Collecting of the prop^rs^ Quit rents in the province of New Jersey under pretence of a power from Certain persons Dead at the time of your receiving the Said Rents & Contrary to his Excellencys proclamation Concerning the Payment of the Said rents and that you do not depart the Court with out leave and that you Stand & Abide Such Order & directions therein as the Said Court Shall order & direct

Att a Councill held att Perth Amboy the Eleventh Day of July 1726

Present

his Excellency William Burnet Esqr Govern^r^ &^c^

John Hamilton
John Parker
James Smith
James Alexander
} Esqr

His Excellency acquainted this board that he had no directions from his maj^ty^ concerning the Suspension of John Anderson[1] one of his maj^tys^ Councill and that therefore as that was only his own Act it was in his power to undo it And that he had thought fitt to make void and does make void the Said Suspention as if it never had been Whereupon the Said John Anderson took the Same place at this board as he heretofore had the Petition of John Chapman adm^r^ of the Estate of Wm Eier deceased with his testam^t^ annexed was read Setting forth that the testator being in his Life receiver Generall of ye Eastern division died in that office and his acc^ts^ remain as yet unsettled and that this is the first time the Councill has Satt here to take order in this matter that he hopes Quickly to finish all other parts

[1] See page 221, ante.

of the admⁿ & to return to Britain & praying that his Excellency & this board may take Such measures as that the accounts may be audited and the ballance (If any be) he is ready to pay and praying a Quietus for him & the securitys of the Said Wᵐ Eier which being read & Considered off It is Referred to Lewis morris John Hamilton John Anderson & James Smith or any three of them to take and audit the Sᵗ Accᵗˢ and Settle the ballance and in the doing thereof to Call Such of the members of the assembly as live near to this place to their assistance & upon the whole to make report to this board with all Convenient Expedition

Warrants Signed payable out of yᵉ Revenieu

Nº A 107	To his Excellency for A Quarters half Sallary Ending the 23 September 1725	£62 : 10 : „
B 107	to Ditto for dº Ending the same time	62 : 10 : „
108	to Robᵗ Lettice Hooper Chief Justice a Quarters Sallary Ending yᵉ same time	25 : „ : „
Nº 109	To Michˡ Kearny Treasʳ for one Quarter Sallary Ending yᵉ same time	5 : „ : „
110	To John Allen Treasurer for dº Ending dº	5 : „ : „
111	To James Alexander att Generall for dº Ending dº	5 : „ : „
112	to James Smith as Secʳ for dº Ending dº	6 : 5 : „
113	to John Haskell as doorkeeper of yᵉ Councill dº	2 : 10 : „

Warrants signed payable out of yᵉ money Delivered by the Signers of yᵉ bills of Credit To the Treasʳˢ

Nº 88	To Coll Robᵗ Lett Hooper Chief Justice for a Quarters Sallary Ending yᵉ 23 Sepᵗᵇ 1725	25 : „ : „

89	to Peter Bard Second Judge for d° Ending d°	12 : 10 : „
90	to M Kearny Treas^{r} to d° Ending d°	2 : 10 : „
91	to John Allen Treas^{r} to d° Ending d°	2 : 10 : „
92	to James Alexander, attorney Gen^{rll} to d° Ending d°	10 : " : „
93	to James Smith as Secretary to d° Ending d°	5 : „ : „

Warrants signed payable out off revenieu

N° A 1	To his Excellency a Quarters half Sallary Comencing the 23^{d} of Sept^{br} 1725 and Ending Dec^{br} 1725	£62 : 10 : „
B 1	to his Excellency to d° Ending d°	62 : 10 : „
2	To Coll Robt Lett Hooper Chief Justice for d°	50 : „ —
3	to Peter Bard Esqr Second Judge to d° for d°	12 : 10
A 4	to his Excellency for one Quarter's half Sallary Ending march y° 23^{d} 1725	62 : 10 : „
B 4	to his Excellency for d° Ending d°	62 : 10 : „
5	to Robt Lett Hooper Chief Justice to A Quarters Sallary Ending d°	50 : „ : „
6	to Peter Bard Second Judge to d° Ending d°	12 : 10 : „
7	to Michael Kearny Treas^{r} for half years Sallary Ending y° 23^{d} march 1725	25 : „ : „
8	to John Allen for d° Ending d° as Treas^{r}	25 : „ : „
9	to James Alexander as att Generall for d° Ending d°	25 : „ : „
10	to James Smith for half years Sallary as Clerk of y° Councill Ending d°	15 : „
11	to John Haskell door keeper of y° Councill for d° Ending d°	5 : „

N° A	12	to His Excellency for one Quarters half Sallary ending ye 23^d June 1726	£62 : 10
B	12	to his Excellency for d° Ending d°..	62 : 10
	13	to Robt Lett Hooper Chief Justice for d° to d°	50 : „
	14	to Peter Bard Esqr Second Judge for d° to d°	12 : 10 : „
	15	to Mic^hl Kearny T^r for d° to d°	12 : 10
	16	to John Allen T^r for d° to d°	12 : 10
	17	to James Alexander As att Generall for d° to d°	12 : 10
	18	to Jam Smith for half years Sallary as as Clk of ye Councill Ending ye 23 march 1725	15 : „
	19	to Jam : Smith a Quarter's Sallary as Clk of ye Councill Ending June 23 1726	7 : 10
	20	to Jam Smith to d° to d° as Clk of ye Councill	7 : 10
	21	to John Haskell as door keeper to d°	2 : 10

Stout ag^t morris on ye dem^se of Borden } On a writt of Error On motion of m^r Alexander for m^r Murray praying a day may be Appointed for a hearing

His Excellency appoints this day Seven night giveing notice &^c

Att a Councill held at Perth Amboy July 14 1726

Present

His Excellency William Burnet Esqr Govern^r &^c

Lewis Morris, John Hamilton, John Parker } Esqr

James Smith, James Alexander } Esqr

Mr John Allen Treas^r of the western Division of New Jersey Delivered to this board the Sum of four hundred fourty eight pounds procla money in the following bills being part of the four hundred fifty Eight pounds Nine Shillings & Six pence to be raised out of the Western Division by virtue of An Act Intituled An Act for an additional Support &^c

37	Bills a	£3 : „ : „	.....	£111 :	„ : „	
108	Bills a	1 : 10	.....	162 :	„ : „	
51	Bills a	„ : 15/	.....	38 :	5 : „	
175	Bills of	„ : 12/	.....	105 :	: „	
53	Bills of	„ : 6/	.....	15 :	18 : „	
14	Bills of	„ : 3/	.....	2 :	2 : „	
100	Bills of	1/6	.....	7 :	10 : „	
125	Bills of	1/	.....	6 :	5	
						£448 : „ : „

All which bill were Cancelled before this board According to the directions of ye said Act of Assembly and of the Act of assembly Entituled an Act concerning the appointment of Comiss^rs of the Loan office and concerning the Sinking of four thousand pounds of Bills of Credit

Ordered that Michael Kearny Treas^r of the Eastern Division Do forthwith Give notice to the County Collectors of ye s^d Division that has not allready brought in the Quotas of the Severall Countys that they bring it in forthwith in order to be Cancelled

the Governour in Councill Signed the following Warrants

N° 22	to Wm Bradford for printing the votes & acts in the year 1725.....	£40 : „ : „
23 :	to Wm Bradford for printing ye votes & Acts Anno 1722.....	25 : „ : „

Att a Councill held at Perth Amboy July ye 19th 1726

Present

His Excellency William Burnet Esqr Gover^r^

Lewis Morris, John Hamilton, John Parker } Esq^rs^ — John Anderson, James Smith, James Alexander } Esq^rs^

The Petition of Catherin Lyell David Lyell Catherin Lyell Junr and Fenwick Lyell Ex^rs^ of the last will & testam^t^ of David Lyell Esqr deceased one of ye Comiss^rs^ of ye Loan office Setting forth that the Said David Lyell in his lifetime served as one of the Comissioners of the Loan office about 22 months and that he has not had the Sallary but of twelve months therefore they humbly pray they may be allowed for the time the S^d^ David Lyell had ye office aforesaid

Ordered that m^r^ Lawrence Smith the present Comissioner of the Loan office be Served with the Copy of the petition And that he lay before this board to morrow what objection he has to the said Petition

Richd Stout ver Frederick Morris Ex Den Borden } On a Writ of Error. Mr Alexander withdrew from ye board

Mr Alexander & m^r^ Murray of Councill for the Deffend^t^ in Error Acquainted this board that on thursday last they had Sent a messenger on purpose to New York to Serve ye Deff^ts^ Councill with notice that they had Entered A non pross for want of assigning Errors but that if they wold assign them forthwith and come to hearing this day they wold waive the non pross and Argue the Errors this day wch matters the Deff^ts^ Councill offered to prove by the oath of Humphrey Clay Junr then attending but it appearing to this board Confessed under the hand of John Chambers of Councill for ye plaintiff that he was served with notice on the fourth of may last to Certify the record in

Eight days time after notice and to assign Errors in Eight days after or that a non pross was to be then Entered which hitherto has in no ways been Complyed with on the part of the plaintiff and it appearing also under his hand that he was served with notice of An offer to waive the non pross as afores^{d} are [and] to Come to A hearing this day

It is the opinion of this board that the reason for Setting a side the non pross offered by the Letter of the Complainants Councill are not suff^{t} to Sett it aside and therefore it is hereby Ordered to Stand in force

And it is further Ordered that John Parker Esqr do Tax the Costs of ye Deff^{t} in this Cause

Mr Kearny Treasurer of the Eastern Division Acquainted this board that moses Rolfe Esqr Collector of the County of midlesex had not hitherto paid to him the moneys Raised in the Said County for the thousand pound tax laid by the Act for an additional Support of Government and makeing Current fourty thousand pounds in Bills of Credit for that and other purposes therein mentioned And it appearing by that Act And the Act referred to therein the Same ought to have been paid on or before the Second tuesday tuesday in Janry last under the penalty of fifty pounds

Ordered that he do pay the Said money raised in the Said County on or before fryday next & on failure thereof that the attorney Generall do prosecute him for the Same & for the penalty afores^{d} and that he be forthwith Served with the Copy hereof

Mr Michael Kearny Treasurer of the Eastern Division of New Jersey Delivered to this board the Sum of four hundred & twenty pds four shills proc money being part of
raised out of the Eastern Division of the province &^{c} by virtue of An Act Entituled An Act for an additional Support of Government and makeing Curr^{t} fourty thous^{d} pounds in bills of Credit for that & other purposes therein mentioned And are as followeth

viz[t]	24	Bills	@ 60s each	£72 :	: „	
	152	d°	@ 30/ each	228 :	: „	
	116	d°	@ 15/ each	87 :	: „	
	42	d°	@ 12/ each	25 :	4 : „	
	18	d°	@ 6/ each	5 :	8	
	11	d°	@ 3/ each	1 :	13	
	8	d°	@ 18[d] each	„ :	12	
	7	d°	@ 12[d] each		7	£420 : 4 : „

All which Bills were Cancelled before this board According to the Directions of the Said Act of assembly And According to an other act of assembly Entituled An Act concerning the appointment of Comiss[rs] of the Loan offices and concerning the Sinking of four thous[d] pounds of Bills of Credit reference being had to the afores[d] acts

Att a Councill held att Perth Amboy July 20th 1726

Present

M[r] Smith & m[r] Lyell attending to Speak to the petition of the Execut[rs] of David Lyell deceased who both Submitted to what determination this board Should give upon the matters of y[e] petition & both partys being heard thereon the partys with drew And this board takeing the matters aforesaid into Consideration are of opinion that the yearly Services of the Comiss[rs] of y[e] Loan offices consists of two parts the first is the Letting out the money's p[d] into their hands and y[e] Second is to receive in the moneys So lett out from the borrowers with the intrest for the Same And tho the receiveing back the moneys & intrest from the borrowers is done after the End of y[e] year yet it's to be lookt upon as part of the Service of the former year And that Seeing the Letting out of the moneys Ends the Second Tuesday of June yearly its allmost indifferent whether the death of a Comiss[r] be Sooner or Later after that day untill y[e] 25th march there after and the Like Sallary Seems due to their Execut[rs] Wherefore as the testator com-

pleated ye Service of ye first year and did all that was to be done concerning the Letting out of moneys In the Second year but died In Jan^r^y there after to witt before the receiveing back the money or Intrest of ye Second year

this board therefore on the Submission of ye parties do determine that the one half of the Sallary of ye Second year be to the Execut^rs^ of David Lyell & the other half to m^r^ Smith

Mr Ashfield receiver Generall of the prop^rs^ attending took the Severall oaths appointed to be taken by the first Article of his Excellency's Instructions

And his Excellency haveing desired the opinion of this board of what Sum was proper that he should give in for the due Execution of his office and of the method of that Security

It is the opinion of this board that a thous^d^ pound Security be Given by him to his maj^ty^ by recognizance himself in five hundred pds and cash [each] of his Securitys in two hundred and fifty pounds with Condition for the due Execution of his office

And Accordingly Richard ashfield Receiver Generall of the prop^rs^ acknowledged himself to be indebted to our Lord the King his heirs and Successors in the Sum of five hundred pounds and Lewis Morris Esqr and James Smith Esqr each of them acknowledged themselves to be indebted unto our Lord the King in the Sum of two hundred and fifty pounds to be Levyed upon their goods and chattels Lands and tenements on failure of ye Condition under written

the Condition of the above recognizance is Such that if the above bounden Richd Ashfield shall well & truly Execute the office of receiver Generall of the prop^rs^ of the Eastern Division of New Jersey to the best of his Knowledge then the above recognizance to be void

Taken and acknowledged the twentyeth day of July 1726 before me

Wm Burnet.

Upon application in behalf of the prop^rs^ it is the opinion of this board that a new proclam do Issue particularly Ex-

pressing the Qualifications of m^r^ Ashfield as above and notifying to the inhabitants to be ware of paying any of their Quit rents to Peter Sonmons or Any other person as rece^r^ than the Said Richd Ashfield

Att a Councill held att Perth Amboy July 23^d^ 1726

Present

His Excellency Willm Burnet Esqr Cap^tn^ Generall &^c^

Lewis Morris, John Hamilton, John Anderson } Esq^rs^ — John Parker, James Smith } Esq^rs^

Mr Kearny Treas^r^ of the Eastern Division of this province Delivered into this Board the Sum of forty four pounds procl money being part of the

to be raised out of ye s^d^ Eastern Division by virtue of an act of the Generall assembly of this Province Intituled an act for an additional Support of Governm^t^ & makeing Curr^t^ fourty thous^d^ pds for that and other purposes therein mentioned

The Bills delivered in are as followeth

Viz^t^ 9	Bills	@	£3 : „	each is	£27 : „ : „
8	d^o^	@	1 : 10	each is	12 : „
3	d^o^	@	12/	each is	1 : 16
5	d^o^	@	6/	each is	1 : 10
8	d^o^	@	3/	each	1 : 4
6	d^o^	@	1/6	each	9
1	d^o^	@	1	.....	1
					£44 : „ : „

Which Bills were Cancelled before the board according to the Directions of the Said Act of assembly & according to Another Act of assembly Intituled An act concerning Appointm^ts^ of Comissioners of the Loan offices & Concerning the Sinking of four thous^d^ pounds of Bills of Credit

At a Councill held att Perth Amboy this 21st day of June 1727

Present

His Excellency William Burnet Esqr Governr &c

John Anderson, John Parker, John Johnston } Esqrs
James Smith, James Alexander } Esqrs

This board being Informed that Wukqely[1] the Indian is apprehended for killing John Leonard of ye County of midx Esqr are of opinion that a Speciall Comission of oyer & terminer Should Issue for tryall of the Sd Indian

His Excellency in Councill Signed the following Warrants

No A 24	To John Johnston & Robt Lett: Hooper Esqr for use of Peter Lehoope Esqr Agent for ye province of New Jersey.....	50 : „ : „
B 24	to do for ditto.....	50 : „ : „
No A 25	To his Excellency Wm Burnet Esqr for a Quarters half Sallary from the 23 June 1726 to ye 23d of Septembr 1726.....	62 : 10 : „
B 25	to his Excellency for ditto from do to do	62 : 10
26	to Robt Lettis Hooper a Quarters Sallary from do to do.....	50 : „ : „
No A 27	To his Excellency Wm Burnet Esqr for a Quarters half Sallary from ye 23 Sepbr 1726 to ye 23 December following.....	£62 : 10
B 27	to his Excellency for ditto from ditto to do.....	62 : 10
28	to Robt Lett Hooper Esqr a Quarters Sallary from ditto to do.....	50 : „

[1] Wequalia. He was hanged at Perth Amboy, June 30. See N. J. Archives, XIII., 331, note.

29	to Peter Bard Esqr Second Judge for half years Sallary from ye 23 June 1726 to ye 23 dec^br^ following.....	25 : „
30	to Mich Kearny for half years Sallary from ye 23^d^ June to the 23^d^ Dec^b^ 1726.....	25 : „
31	to John Allen for half a years Sallary from ye 23 June 1726 to ye 23 X^br^ following.....	25 : „
32	to James Alexander Esqr for d^o^ from d^o^ to d^o^.....	25 : „
33	to James Smith Esqr for d^o^ from d^o^ to d^o^ as Clk of ye Councill.....	15 : „
34	to Jam Smith Esqr for d^o^ from d^o^ to d^o^ as Clk of ye Councill.....	15 : „
A 35	to his Excellency Wm Burnet Esqr for a Quarters half Sallary comencing ye 23 of december 1726 to ye 23 of march following.....	62 : 10
B 35	to his Excellency for d^o^ from d^o^ to d^o^..	62 : 10
36	to Robt Lett Hooper for d^o^ to d^o^.....	50 : „

Michael Kearny Treas^r^ of the Eastern Division of this province delivered to this board the Sum of Sixty Seven p^ds^ Sixteen Shills procl money being part of five hundred fourty one pounds ten Shills & Six pence, which was to be raised out of ye Eastern Division for ye year 1725 by virtue of An act of Generall assembly of this province Intituled An Act for an additional Support of Governm^t^ & makeing curr^t^ fourty thous^d^ pounds

the Bills delivered in are as followeth vizt

23	Bills	@ 30/ each	£34 : 10 : „
21	d^o^	@ 15 each	15 : 15 : „
15	d^o^	@ 12 Each	9 : „ : „
17	d^o^	@ 6 Each	5 : 2 : „
12	d^o^	@ 3/ each	1 : 16

16 d° @ 18d Each ..... 1 : 4
9 d° @ 1/ each 9
£67 : 16

All which Bills were Cancelled before this board according to the directions of ye Sd Act of assembly & according to an other Act of assembly Intituled An Act Concerning ye appointment of Comissioners of ye Loan offices & Concerning ye Sinking of four thousd pounds of Bills of Credit

At a Council held att Perth Amboy the 22d June 1727

Present
His Excellency William Burnet Esqr Govr &c

Lewis Morris, John Parker, John Johnston } Esqrs
James Smith, Jam: Alexander } Eqrs

Michael Kearny Treasurer of the Eastern Division of the province of New Jersey delivered to this board the Sum of four hundred and Twenty three pounds two Shills and Six pence procl money being part of the five hundred fourty one ten Shills and Six pence which was to be raised out of the Eastern division for the year Seventeen hundred & twenty Six by virtue of an act of Generall Assembly of this province Intituled an Act for an additional Support of Government & makeing Curt fourty thousd pds for that & other purposes therein mentioned

The Bills delivered in are as followeth

38 Bills of 60/ each .....is 114 : „ : „
85 d° @ 30/ each ..... is 127 : 10 : „
116 d° @ 15/ each .....is 87 : „ „
135 d° @ 12/ each .....is 81 : „ „
34 d° @ 6/ each .....is 10 : 4 :
16 d° @ 3/ each .....is 2 : 8 :
13 d° @ 1/6 each .....is 19 : 6
1 d° @ 1/ „ .....is 1
£123 : 2 : 6

All which Bills were cancelled before this Board According to the directions of ye S[d] Act of Assembly & According to An other Act Intituled An act concerning y[e] appointment of Comiss[rs] of the Loan offices & Concerning the Sinking of four thousand pounds of Bills of Credit

Att a Councill held att Perth Amboy June y[e] 24th 1727

Present

His Excellency W[m] Burnet Esqr Govern[r] &[c]

Lewis Morris, John Hamilton, John Parker } Esqr
James Smith, James Alexander } Esqr

Michael Kearny Treasurer of the Eastern Division of New Jersey delivered to this board the Sum of one hundred and Seven pounds nine Shills procl money being part of five hundred fourty one pds ten Shills & 6[d] procl money w[ch] was to be raised out of the Eastern division for y[e] year Seventeen hundred & twenty six by virtue of An Act of Generall assembly of y[e] province Intituled an act for an additionall Support of Government & makeing current fourty thous[d] pounds for that & other purposes therein mentioned

The Bills Delivered are as followeth

8	Bills	@ 60/	each.....	£24 : „ : „
8	d[o]	@ 30/	each.....	12
26	d[o]	@ 15/	each.....	19 : 10
31	d[o]	@ 12/	each.....	18 : 12
61	d[o]	@ 6/	each	18 : 6
71	d[o]	@ 3/	each.	10 : 13
58	d[o]	@ 1/6	each.....	4 : 7
1	d[o]	@ 1/		: 1
				£107 : 9 :

all which Bills were Cancelled before this board According to the directions of the Said Act of assembly & according

to An other act of assembly Intituled an Act Concerning ye appointment of Comiss^rs^ of the Loan offices & Concerning the Sinking of four thous^d^ pd in bills of Credit

Then his Excellency in Councill Signed the following warr^ts^

N A 37	To his Excellency for half Quarters Sallary from the 23 march 1726 to ye 23 June 1727	£62	10	„
B 37	to his Excellency for d^o^ from d^o^ to d^o^	62	10	„
38	to Robt Lett Hooper a Quarters Sallary from d^o^ to d^o^	50	„	„
39	to Peter Bard 2^d^ Judge for half years Sallary from ye 23^d^ day of December 1726 to ye 23 June 1727	25	„	„
40	to M Kearny Treas^r^ for d^o^ from d^o^ to d^o^	25	„	„
41	to John Allen Treas^r^ for d^o^ from d^o^ to d^o^	25	„	„
42	to James Alexander as att Gen^rll^ ut supra	25	„	„
43	to James Smith Clk of ye Circuits d^o^	15	„	„
44	to Ja Smith Clk of ye Councill d^o^	15	„	„
45	To John Haskell for one years Sallary as door Keeper of ye Councill Ending ye 23 June 1727	10	„	„
	Deficiences for ye year 1726 for additionall Support of Essex for ye year 1725 & 1726	£4	1	9
	Somerset for ye year 1726	5	16	„
	midx for ye year 1725 deficiences	3	2	
	midx for ye year 1726	7	9	
		10	11	
		20	8	9

Mr Michael Kearny treas^r^ of the Eastern division of New Jersey haveing Informed this board that the Collector of ye County of Somerset had not delivered unto him any Copy of ye assesment made within the Said County of Somerset nor An Acc^t^ of ye deficiencies in that County if any Such there

be pursuant to ye directions of the acts of Generall assembly of this province

Ordered that m^r^ Kearny do write to the Collector of the County of Somerset to Acquaint him that this board has ordered that the Said Collector do within two months from the date hereof Send to the treas^r^ of this Collony an exact Copy of ye assessment of Each town Division & precinct with in the Said County of Somerset & an Exact Acc^t^ of the deficiencies in the S^d^ County If any Such there be pursuant to the S^d^ Acts of assembly and that in case of ye s^d^ Collectors Neglect or default it is ordered that his maj^tys^ Attorney Generall prosecute the S^d^ Collector for the penalty appointed by the S^d^ Acts for Such his Default or Neglect

Att a Councill held att Perth Am^b^oy the 16th day of August in the 14th year of his Maj^ties^ Reign 1727

Present

His Excellency William Burnet Esqr Captn Generall

Lewis Morris, John Hamilton, John Parker } Esqr

Jam : Smith, Jam : Alexander } Esqr

John Allen Esqr Treas^r^ of the Western Division of New Jersey Delivered to this board the Sum of four hundred Sixty Eight pounds Nineteen Shills procl money being in full of the Quota of the Western division afores^d^ for the year Seventeen hundred and twenty six, Ten pounds Nine Shills & Six pence part of the afores^d^ Sum of four hundred Sixty Eight p^ds^ nine teen Shills being ye defficiencies for ye year of our Lord 1725 wch Said Sum was raised by Virtue of An Act of Generall assembly of the Said province Intituled An Act for an additionall Support of Governm^t^ & makeing Current fourty thous^d^ pds for that & other purposes therein mentioned

The Bills Delivered are as follows

30	Bills	@	60/	each.....	£90 : „ : „
78	d°	@	30	each.....	117 : „ : „
187	d°	@	15/	each.....	140 : 5 : „
127	d°	@	12/	each.....	76 : 4
33	d°	@	6/	each.....	9 : 18
104	d°	@	3	each.....	15 : 12
168	d°	@	18d	each.....	12 : 12
148	d°	@	1/	each.....	7 : 8
					£468 : 19

All which Bills were Cancelled before this board According to the Directions of the afores[d] Act of Assembly and According to the Directions of an other Act Entituled An Act concerning the appointment of the Comiss[rs] of the Loan office & Concerning the Sinking of four thous[d] pds in Bills of Credit

Upon Reading an affidavit of John fosset & thomas Brown concerning Some reports that the Indians Intended a disturbance his Excellency proposed Giveing orders to the Collonells of the Severall regiments of the Severall Countys that they Should order Strict Inquiry to be made by the Cap[tns] under them whether all the inhabitants are duely provided with Arms & Ammunition according to An Act And oblidge them to Comply with the Said Act

Ordered that the Secre write Circular letters forthwith to the Same Effect to the Severall Collonells in his Excellencys Name

Att A Councill held at Perth Amboy ye 25th of August Ann Dom̃i 1827 [1727]

Present

His Excellency William Burnet Esqr Gov[r]

Lewis Morris, John Anderson, John Hamilton } Esqr

John Parker, John Johnston Jn[r], Ja : Alexander } Esqr

His Excellency the Governour Laid before this board a proclamation from Great Brittain Dated at Leicester house the 14th of June last proclaiming the high & mighty prince George prince of Wales (by the death of our Late Sovereign of Happy memory)[1] our Lawfull & right full Leigh[2] Lord George the Second by the grace of God of Great Brittain france & Ireland King defender of ye faith &c

And haveing Likewise read his present Majties Declaration in Councill Dated the 14th of June last It is Ordered by this board that his present majtie King George the Second be forth with proclaimed with the Usuall Solemnity's in the city of Perth Amboy and that printed proclamations to that Effect together with printed copys of his present majty most Gratious declarations be Sent to the Clarks of the Severall Countys to be published forthwith in the Said Countys in the most publick places thereof And thereupon his Excellency took the oaths appointed to be taken to his present majtie as Likewise the Gentlemen of the Councill did the Same

His Excellency produced to the board his late majties warrt appointing Cornelius Vanhorn Councellor for the province of New Jersey the Said Cornelius Vanhorn took the Usuall oaths to his present majty as also the oath of A Councellor & the Sd Cornelius Vanhorn took his place at the board accordingly wch warrt is as follows

George R

Trusty and well beloved wee Greet you well Wee being well Satisfied of the Loyalty Integrity & ability of our Trusty and well beloved Cornelius Cornelius Vanhorn Esqr have thought fitt hereby to Signify our will & pleasure to you that forth with upon the receipt hereof you Swear and admit him the Said Cornelius vanhorn to be one of our Councill of that our province of New Jersey in America in the Room of David Lyell[3] Esqr deceased and for So doing

[1] George I. died at Osnaburg, Germany, June 10, 1727.
[2] Liege.
[3] See N. J. Archives, V., 130.

this shall be your warr^{t} and So wee bidd you farewell Given att our Court att St Jameses the first day of June 1727 in the thirteenth year of our Reign

By his Majesties Comand

HOLLES NEWCASTLE

His Excellency produced to this Board an Instruction from his late maj^{ty} concerning ye manner of Chuseing representatives for the Generall assembly of this province

George : R :

Additionall Instructions to our Trusty & well beloved William Burnet Esqr our Captn Generall & Governour in Chief in and over our province of Nova Cæsarea or New Jersey in America Given Att our Court at St Jamesses the thirty first day of January 172$\frac{3}{4}$ in the Tenth year of our Reign

Whereas by a Clause in our Generall Instructions to you for the Government of our province of New Jersey in America the representatives of the Generall Assembly of that province are appointed to be Chosen as follows Viz^{t}

Two by the Inhabitants house holders of y^{e} City or town of Perth Amboy in East New Jersey and two by the freeholders of each of the five Countys of the Said Division of East New Jersey two by the inhabitants house holders of the City or town of Bridlington in West New Jersey two by the inhabitants householders in the town of Salem in the Said Division & two by the freeholders of each of the four Countys of ye S^{d} Division of West New Jersey But it haveing been represented to us that Severall inconveniencies have arrissen from the afores^{d} manner of Chuseing representatives It is our will & pleasure that you are Accordingly to make the Same Known in the most publick manner that the method of Chuseing representatives for the future Shall be as follows two by the inhabitants householders of the City or town of Perth Amboy in East new Jersey and to [two] by the freeholders of Each of ye five Countys in the Said

division of East New Jersey; two by the inhabitants householders of the City or town of Bridlington[1] in West New Jersey and two by the freeholders of Each of the five Countys in the Said Division of West New Jersey Which persons So to be chosen make up together the Number of twenty four representatives as Limitted by our former Instruction

G: R:

Ordered that Writts bearing teste this day do forthwith Issue for Electing representatives for the Generall assembly pursuant to the directions of the foregoing Instruction; the Writts to be returnable in two months

Ordered that Didimuss's do Issue to proper persons in the Severall Countys of this province for tendring of the oaths to all officers Civill and military in their Respective Countys

His Excellency also produced to this board an Instructions from his late maj^{ty} Concerning Appeals In these words Viz^{t}

Additional Instruction for our Trusty & well beloved William Burnet Esqr our Captain Generall and Govern^{r} in Chief in and over our province of Nova Cæsarea or New Jersey in america Given at our Court at St Jamess's the twenty third day of march $172\frac{6}{7}$ in the thirteenth year of our Reign

George: R:

Whereas by the 89th & 90th Articles of our Instructions to you wee did declare our will and pleasure in manner following vizt that appeals be permitted to be made in Cases of Error from the Courts in our Said province of Nova Cæsarea or New Jersey unto you and the Councill there and in your absence from our Said province to our Comander in Chief for the time being and our Said Councill In Civill causes wherein Such of our Said Councill as Shall be at that time Judges of the Court from whence Such appeall Shall be made to you our Governour & Councill or to the Comander

[1] Burlington

in Chief for the time being and Councill as afores[d] Shall not be admitted to vote upon the Said Appeale But they may never the less be present at the hearing thereof to give the reasons of the Judgment Given by them in the Causes wherein Such appeals Shall be made Provided neverthe Less that in all Such appeals the Sum or value appealed for Exceed 100£ Sterrll and that Security be first duely Given by the appellant to Answer Such as Shall be awarded in Case the first Sentence be affirmed and if Either party Shall not rest Satisfyed with the Judgment of you or the Comander in Chief for the time being and Councill as afores[d] Our will and pleasure is that they may then appeal unto us in our privy Councill Provided the Sum or value So appealed for unto us do Exceed 200£ Sterrll and that Such appeal be made within fourteen days after Sentence and that good Security be Given by the appellant that he will Effectually prosecute the Same And Answer the Condemnation as Also pay Such Costs and damages as Shall be Awarded by us in case the Sentence of you or the Comander in Chief for the time bein & Councill be affirmed And Provided also that Execution be not Suspended by reason of any Such appeal to us in Any Case Where a Judgment first Given by An inferiour Court in our Said province Shall have been Confirmed by the Governour & Councill there And whereas it has been represented to us that by the imediat Issueing of Executions whilst an appeal hath been depending before us in our privy Councill great Inconveniencies have Arrissen where the appellee hath beCome Insolvent or hath withdrawn himself & his Effects from that province before our pleasure Could be known on Such Appeall And Our Orders for reversing the decree or Judgment appealled from and for Makeing restitution of the Estates or Effects which had been taken in Execution under the Same have been rendered Ineffectuall and the appellant left without any Redress Now for preventing the Like mischief for the future It is our will & pleasure that in all Cases whereby your Instruction's you are to admit appeal to us in our privy Councill Execution be

Suspended Notwithstanding the Said proviso untill the finall determination of Such Appeall Unless good & Suff^{t} Security be given by the appellee to make ample restitution of all that the appellant Shall have lost by means of Such Judgment or decree in Case upon the determination of Such appeall Such Decree or Judgment Should be reversed & restitution Awarded to the appellant

G R

Att a Councill held att Perth Amboy the 8th Day of Decr 1727

Present

His Excellency William Burnet Esqr Governour &^{c}

John Hamilton
John Parker
Cornelius Vanhorn
} Esqr

His Excellency Acquainted this board that the reason for prorogueing the assembly to meet at Perth Amboy was that he Expected his Sucessor in Dayly and that he Could not be well out of the way at his Arrivall and that his Excellency mentioned these reasons for meeting at Perth Amboy to as many of the Councill as were in New York at that time who approved of the Same As this board does at Present

His Excellency In Councill Signed the following Warrants

N° A 46	to his Excellency for a Quarters half Sallary from the 23^{d} of June 1727 to ye 23 of Septemb^{er} 1727.....	£62 : 10 : „
B 46	to his Excellency for d° from d° to d°...	62 : 10 : „
47	Robt Lett Hooper Esqr as Chief Judge from d° to d°.....	50 : „ ; „
48	Peter Bard Esqr as Second Judge from d° to d°.....	12 : 10 : „
49	Mich^{l} Kearny Treasurer from d° to d°..	12 : 10 : „

N° 50	John Allen Esqr for a Quarters Sallary as Treas^{r} of ye Western Division Comencing ye 23 June 1727 to the 23 Sep^{br} following.....	£12 : 10 : „
51	To James Alexander Esqr for d^{o} from d^{o} to d^{o}.....	12 : 10 : „
52	To James Smith Esqr as Clk of ye Councill for d^{o} from d^{o} to d^{o}.....	7 : 10
53	to Jam : Smith Esqr as Clk of ye Councill for d^{o} from d^{o} to d^{o}.....	7 : 10
54	to John Haskall for d^{o} from d^{o} to d^{o} as doorkeeper.....	2 : 10
55	Robt Lett Hooper for his Sallary as Chief Justice from the 23^{d} of September 1727 to the Eight day of December following.....	41 : 13 : 4

Tho Farmer Esqr took the oaths of A Chief Justice for the Province of New Jersey before this board

Att a Councill held at Perth Amboy Saturday the 9th day of December 1727

Present

His Excellency William Burnet Esqr Governour &^{c}

John Hamilton
John Parker
Cornelius Vanhorn } Esqr

Mr James Hude and m^{r} Joseph Reeve from the representatives met together waited on his Excellency and Acquainted him there was Seventeen of them in town and met upon Which his Excellency Signifyed to them that [he] was ready to receive them to be Quallifyed according to law which they attending was Accordingly done And then his Excellency directed them to proceed to the Choise of a Speaker

The house Accordingly withdrew and Soon after returned

& presented Doctor John Johnston their Speaker whom his Excellency was pleased to approve, and made the following Speech

Gentlemen

I have Called you together at this time to give you as Early An Oportunity as I Could of Expressing the Universall Loyalty and fidelity of the people whome you represent to his present majesty and their deep Concern for the Loss of the Late King of Ever Glorious memory

It gave me Great Uneasyness to find my Self hindred from meeting you att Burlington the last Spring as I had fully designed: but the late Enterprizes of the french in Canada to make themselves masters of Our Six Nations by building A Fort among them made it necessary for me to use my utmost application to fix those Indians effectually in the Brittish Intrest and to Cover our frontiers on that side by building A Stone Fort in the midle of their Country & placing a Suff^t^ garrission in it, As this is Evidently A protection to this province from the Insults of ye french and their Indians as well as to the province of New York I am persuaded that you are not Ill pleased with my dilligence in that affair and you are Convinced of the necessity of my remaining where I Could from time to time Give the orders requisite to Compleat it

I should now have met you at Burlington as in Course I ought to do If the dayly Expectation of my Sucessors arrivall did not lay an indispensable obligation upon me to be near at hand and ready to receive him

I must now Inform you that the applying ye Intrest Arriseing from the Loan office att the last meeting of the Assembly to An other use than the Sinking of ye bills according to the directions of ye Act by wch they were made met with objections from the Lords Comissioners of trade & plantations which however were at last removed As to that Act by the repeated and Earnest representations of your Agent but at the Same time their Lordships have directed me to take

care that the remainder, of the interest money be distroyed According to the first Act as the only Sure method to preserve the Credit of the bills, which I there fore Earnestly Exhort you to Join with me in Doing without Delay

I hope you will agree with me in thinking that So Considerable a province as this ought to have one Convenient house provided for the reception of their Governour Especially in this city where the busyness of the province and the Convenient distance of the Next Occasions his most frequent residence

I thought it a difficulty upon me att my first comeing To be oblidged to make An Expensive purchase upon that Account and I Should take a particular pleasure in preventing the Like inconviency from falling upon my Successor, who in all respects deserves your highest Esteem

I make no doubt of yor providing amply for the incident charges of the Governm^{t} and of this meeting and for the Encouragem^{t} of your Agent who has Served you with the utmost diligence & ability

You may depend upon my hearty Concurring with you in any laws that are wanted for the good of the province; Since nothing can Give me a Greater Satisfaction & Joy then Contributing as much as Lyes in my power to leave this province in A flowrishing & happy Condition

W Burnet

Ordered that the Gentlemen of the Councill in town be A Comittee to Join a Comittee of the representatives of the house to prepare An humble address to his majesty

Att a Councill held att Perth Amboy ye 11th day of Dec^b^ 1727

Present

His Excellency William Burnet Esqr Govern^r^ &^c^

John Hamilton
John Parker
James Smith
Cornelius Vanhorn
} Esq^rs^

Cornelius Vanhorn chairman of the Comittee appointed to Join A Comittee of the house of Representatives to prepare An humble Address to his maj^ty^ Acquainted this board that they had prepared An humble address which they was ready to report When this board would receive the Same.

Ordered that the report be made Imediatly wch was done And the Said Address agreed to be [by] this board

A Message from the house by m^r^ Eaton & m^r^ Grover to Acquaint this board that the house of representatives had agreed to the humble address to his majesty prepared by a Comittee of their house in Conjunction with A Comittee of this board & that they were ready to sign the Same

Upon application made by the Treasurers that their Acc^ts^ may be Examined Ordered that Col^l^ John Anderson Coll Hamilton Coll Parker Coll Johnston & m^r^ Alexander or any three of them be a Comittee for that purpose and that they have power to Send for persons and papers and that they may Join A Comittee of the Assembly When Appointed for the Same End

At A Councill held att Perth Amboy the 12th day of Dec^br^ 1727

Present

His Excellency William Burnet Esqr Govern^r^

John Anderson
John Hamilton
John Parker
Peter Bard
} Esqr

James Smith
James Alexander
Cornelius Vanhorn
} Esqr

The address to his majty being Engrossed the Same with A Duplicate thereof were Signed by his Excellency and the Gentlemen of the Councill wch address is in these words

To the Kings Most Excellent Majty

The humble address of the governour Councill and Generall Assembly of the province of New Jersey in America

May it Please your Majesty

Wee your Majestys most Dutifull and Loyall Subjects the Governour Councill and Assembly of your province of New Jersey humbly begg leave to Join in Expressing the universall Joy which has Spread it Self over the British Dominions upon your majty happy Accession to the Crown

Wee might have Sunck under the weight of So great a loss as that of our Good And Gratious King had not providence raised up your majesty to fill the throne with Virtues & Accomplishments wch gave us the highest Expectations And Assure us the Great & Wise Designs begun in his Reign will now be Carryed to their utmost perfection the protection of man kind in their Civill rights and libertys and in the free Exercise of religion against Ambition and persecution is what wee rejoyce to See transmitted from father to Son As the peculiar care of the most Illustrous house of Hannover

Your majestys early Zeal and Undaunted valour in defence of So Glorius a Cause Your Royal Consorts Distinguished piety that could not be Shaken with the Dasling offer of A Crown, and So numerous & hopefull a Royall Issue brought up under Such An Influence And Such Examples gave us Sure presages that the blessings which we now Enjoy under your majesty will decend without interruption to your Latest prosterity

Wee Can not with out Concern reflect on the happy Scituation of our fellow Subjects who have your majesties Royall presence Among them but under So great a disadvantage Wee Yield to none in gratitude to our Soveraign for his paternall care of us And in A Dutyfull Dependance on his

good ness, for the Security of Our trade the Safety of our Country and the preservation of our Liberty & religion

Wee Shall always with one hart and voice Send up our most Earnest prayers to heaven that your maj^{ty} & our most Gratious Queen may long live a patern of Conjugall happyness and the Glory of Great Brittain and that your Royall Issue may Continue the protestant Sucession to the end of time

May it please your maj^{ty}
your Majestys Most Duty full and
Loyall Subjects
GOVERNOUR & COUNCILL

At a Councill held att Perth Amboy ye 26th Day of Dec^{b} 1727

Present

His Excellency William Burnet Esqr Governour &^{c}

John Hamilton, John Parker, John Johnston } Esq^{rs}
James Smith, James Alexander } Esqr

James Smith one of the Gentlemen of this board took usuall oaths

A Message from the Assembly by doctor Rodm[an] & James Hude with a bill intituled An Act for the frequent meeting and Calling of the Generall assembly of this province and for the Alternate Setting thereof and for disabling certain persons from Sitting or Acting in the house of representatives, that the Assembly had passed the Said bill and desired the Concurrence of this board thereto

Ordered that the Said bill be read the first time

The Said bill was read the first time & ordered a Second reading

A Message from the Generall Assembly by m^{r} Issaac Pearson and m^{r} James Grover with A Bill Intituled An Act for preventing malitious prosecutions on Indictments & other

Suits of the Crown & rectifying Sundry abuses in the proceedings thereon, that the assembly had passed the Said Act and desired the Concurrence of this board thereto

Ordered the Said bill be read the first time then the Said bill was read the first time & ordered A Second reading

A Message from the Assembly by William Harrison and John Eaton with a Bill Intituled An act for preventing the trouble and Expense of this Collony relating to ye Enrolement of Deeds and Conveyances of Lands; that the assembly had passed the Said bill and desired the Concurrence of this board thereto

Ordered the Said bill be read the first time

Then the Said bill was read the first time & Ordered a Second reading

A Message from the Assembly by m^r^ Kinsey & m^r^ Stacy with the bill Intituled An act for prescribing the form of decl of fidelity the Effect of the abjuration oaths & Affirmation Instead of the form heretofore Required in Such Cases and for repealing the former Acts in the Like Case made & provided, that the Assembly had passed the Same and desired the Concurrence of this board thereto

At a Councill held att Perth Amboy Dec^b^ 27th 1727

Present

His Excellency William Burnet Esqr Govern^r^ &^c^

John Hamilton, John Parker, John Johnston } Esqr James Smith, James Alexander } Esqr

A Message from the assembly by m^r^ Bonnell & Coll Cooper with A Bill Intituled An Act the better to prevent the Concealling of Stray cattle horses & Sheep; that the assembly had passed the Said bill and desired the Concurrence of this board thereto

Ordered the Said bill to be read the first time

Mr Alexander Riseing up in his place addressed himself to his Excellency in the following words

May it Please your Excellency

Haveing by your favour Enjoyed the office of attorney Generall in this province for three Severall years past for Which I do now and att all times Shall be ready gratefully to return thanks I must now begg your Excellency to think of appointing Some other person to that office for my other affairs will soon render it Inconvenient to me to give the attendance which it doth require.

I have the Satisfaction at parting with this office that during all the time of my Enjoyment of it I cannot charge my Self with Neglect of the King's intrest and prerogative on the one hand or with Straining them or with any oppression of the Subjects on the other nor with receiving any other fees whatsoever than what are appointed by the ordinance

I have also the Satisfaction to Say that During all the time I remember not that I have recd any fees whatsoever of any persons Acquitted of the Crimes they were charged with Except of one person at my first Entrance into that office, tho' it was by my predecessors allways Esteemed as their right and the Act read here yesterday Supposes it to have been So, and to him and Every other from whom I might have recd any fees in that case tho' I now remember it not I will repay what recd on Demand.

His Excellency and this board declared unanimously that they have heard of no Complaints of mr Alexander in the Exercise of his offices and that it was their opinion that he has behaved himself faithfully & honourably in it, for which he deserves the thanks of this board

The Bill Intituled an act for the frequent meeting & Calling of the Generall assembly of this province and for the alternate Sitting thereof and for disabling Certain persons from Sitting or Acting in the house of representatives was read the Second time & Comitted to the Gentlemen of the Councill or any five of them

the Bill Intituled An Act for preventing mali[ci]ous prosecutions on Indictments and other Suits of the Crown & rectifying Sundry abuses in the proceedings thereon was read the Second time and Comitted to the Gentlemen of the Councill or any five of them

The Bill Intituled An Act for preventing the trouble and Expense of the inhabitants of this Collony relating to the Enrollment of Deeds & Conveyances of Land was read the Second time & Comitted to the Gentlemen of the Councill or any five of them

The Bill Intituled An Act for Prescribing the form of Declaration of fidelity the Effect of the Abjuration oath & affirmation Instead of the form heretofore required in Such cases And for repealing the former Acts in the Like Cases Made & provided was read the Second time And Comitted to the Gentlemen of the Councill or Any five of them

P : M : present as above

The bill Intituled An Act the better to prevent the Concealling of Stray cattle horses & Sheep was read the Second time and Comitted to the Gentlemen of the Councill or Any five of them

The Governor in Councill Signed the following Warr^{ts}

N^{o} A 56	to his Excellency for a Quarters half Sallary Comencing the 23 day of September 1727 to the 23 day of December following.....	£62 : 10 : „
B 56	to his Excellency from d^{o} to d^{o}.....	62 : 10 : „
57	To thomas ffarmar Esqr Chief Justice for his Sallary Comencing the Eight day of December 1727 to the 23^{d} day of December.....	8 : 6 : 8
58	To Peter Bard Esqr for a Quarters Sallary as Second Judge from the 23^{d} day of September 1727 to the 23 day of December following.....	12 : 10 : „

59 to James Smith Esqr for a Quarters Sallary as Clark of ye Councill Comencing the 23^d^ day of Sep^b^ 1727 to ye 23 day of December following.... 7 : 10 : „

60 To James Smith Esqr a Quarters Sallary as Clk of ye Circuits Comencing ye 23^d^ day of Sep^br^ 1727 to the 23 day of December following..... 7 : 10 : „

61 To James Alexander Esqr for Quarters Sallary as attorney Generall from ye 23^d^ day of September 1727 to the 23 day of December following..... 12 : 10 : „

N° 62 To Michael Kearny Esqr for a Quarters Sallary as Treas^r^ of ye Eastern Division Comencing ye 23^d^ Day of Septemb^r^ 1727 to the 23 day of December following.....£12 : 10

63 To John Allen Esqr for a Quarters Sallary Comencing the twenty third day of September 1727 to the 23 day of December following..... 12 : 10

64 to John Haskell for a Quarters Sallary as Door keeper of the Councill from the 23 day of Sep^b^ 1727 to ye 23 of December following..... 2 : 10

Att a Councill held att Perth Amboy Decb^r^ 29th 1727

Present

His Excellency William Burnet Esqr Govern^r^ &^c^

John Anderson, John Hamilton, John Johnston } Esq^rs^ — James Smith, James Alexander } Esqr

A Message from the assembly by m^r^ Eaton and m^r^ Stacy with a bill Intituled an Act for vesting the right of Elec-

tions of representatives to Serve in the generall assembly of this province in the County of Hunterdon in the Western Division thereof and for Suspending the choise of the town of Salem untill Some future provision be made That the assembly had passed the said bill and Desired the Concurrence of this board thereto

Ordered the Said bill to be read

the Said bill was read the first time & ordered a Second reading

P M present as above

the Bill Intituled an act for vesting the right of Election of representatives to Serve in the Generall assembly of this province in the County of hunterdon in the Western Divisions thereof and for Suspending the Choice of the town of Salem untill Some other provision be made was read the Second time and Comitted to the Gentlemen of the Councill or any five of them

His Excellency withdrawing the board went into A Comittee his Excellency being returned to the Councill Chamber Coll Johnston Chairman of the Comittee to whome was referred the bill Intituled An Act for vesting the right of Election of representatives to Serve In the generall assembly of this province in the County of Hunterdon in the Western Division thereof and for Suspending the choise of the town of Salem untill Some other provision be made

Reported that they had gone through the Said bill without Any Amendm^{t}

Ordered that the Said bill be read the third time the Said bill was read the third time Ordered the Said bill do pass Ordered that Coll Johnston do Acquaint the house of representatives that this board has passed the Said bill with out any amendments

His Excellency Acquainted this board that he was Informed that Some of the Comiss^{rs} of the Loan office for the Eastern Division had not as yet pd in the Intrest money's

come to their hands to the treasurer thereof tho' they have been expressly above five weeks agoe required to do it by the 7th of this Instant

Ordered that the attorney do prosecute every of the Said defaulters unless the treasurer of the Eastern Division Shall Acquaint in Eight days after ye present day that they have paid the Same

And it is further Ordered that the Treasurer do forthwith acquaint the Defaulters thereof that unless they pay the Same to him on or before fryday the fifth day of January next they will be forth with prosecuted And that the Clerk of the Councill do Serve the Treasurer with A Copy of this Minute

Att a Councill held att Perth Amboy Decb 30th 1727

Present

His Excellency William Burnet Esqr Governour &c

John Anderson, John Hamilton } Esqr — John Johnston, James Smith } Esqr

His Excellency Ordered the Secror to acquaint the Generall Assembly that he Expected their Attendance Imediately

the Generall Assembly Attended and his Excellency gave his Assent to An Act for vesting the right of Election of representative to Serve in the generall assembly of this province in the County of Hunterdon in ye Western Division thereof and for Suspending the choise of the town of Salem Untill Some future provision be made

Att a Councill held att Perth Amboy Janry 2d 1727

Present

His Excellency William Burnet Esqr Governr &c

John Anderson, John Hamilton, John Johnston } Esqrs — James Smith, Peter Bard

Mr Bard took the Usual oaths appointed by the Act

Ordered that m^r^ Bard be added to the Comittee appointed the 11th of December last to Examine the treasurers Acc^ts^ and that the s^d^ Comittee or any three of them be like wise a Comittee to Join a Comittee of the assembly to examine the acc^ts^ of m^r^ Eiers late treasurer of the Eastern Division of this province

A Message from the house by Coll ffarmer & m^r^ Sonmons desireing that a Comittee may be appointed to Join A Comittee of that house to Consider of a proper method for redressing the hard Ships the province Labours under in respect to the times appointed for the Sitting of ye Severall Courts & in relation to the fees now taken

Ordered that the above Comittee or any three of them be a Comittee for the Said purpose & that the Clerk of the Councill Acquaint the house there with

A message from the assembly by m^r^ Lambert & Mr Kinsey with a bill Intituled an act for Shorting of Law Suits and regulating the practice & practitioners of the Law & other officers. To which they desire ye Concurrence of this board which bill was read the first time and ordered a Second reading

Att a Councill held att Perth Amboy Janry 3^d^ 1727

Present

His Excellency William Burnet Esqr Govern^r^ &^c^

John Anderson, John Hamilton, John Johnston } Esq^rs^

Peter Bard, James Smith } Esq^rs^

his Excellency laid before this board the following Instructions

22 And Whereas great mischiefs may arrise by passing bills of an Unusuall and Extraordinary nature and importance in the plantations all bills remaining in force there from the time of enacting untill our pleasure be Signyfied to the Con-

trary We do hereby Will and require you not to pass or Give your Consent here after to any bill or bills in the assembly of our Said Province of Unusuall and Extrordinary nature & Importance wherein our prerogative or the property of our Subjects may be prejudiced or the trade or Shipping of this Kingdom Any ways affected Untill you Shall have first transmitted unto us the Draught of Such A bill or bills and Shall have rec^{d} our Royall Pleasure thereupon Unless you take Care in the passing of any Bill of Such Nature As before mentioned and therebe a Clause Inserted therein Suspending and deferring the Execution thereof untill our pleasure Shall be known Concerning the Same Which you are Likewise to Observe in the passing of all Acts that Shall repeal any Act or Acts that have had the Royal Assent

Part 37 And you Shall not re-enact Any Law to which our assent has been once refused without our Express leave for that purpose first Obtained from us upon A full representation by you to be made of the reasons & necessity for passing Such Laws

The Bill intituled An Act for Shorting of Law Suits and regulating the practice & practitioners of the Law & other officers was read the Second time and Comitted to the Gentlemen of the Councill or any five of them

Att a Councill held att Perth Amboy Janry 5th 1727

Present

His Excellency William Burnet Esqr Govern^{r} &^{c}

John Anderson, John Hamilton, John Johnston } Esq^{rs}

Peter Bard, John Reading, James Smith, James Alexander } Esqr

A Message from the assembly by m^{r} Harrison & m^{r} Hall with a Bill Intituled An Act for Lessening the Sallarys of the Comissioners appointed to manage the Loan offices in the

Severall Countys of this province to which they desire ye Concurrence of this Bord

Ordered the Said bill be read; The Said Bill was read the first time & ordered A Second reading

Collonell Johnston Chairman of the Comittee to whom was referred ye bill intituled An Act for preventing malitious prosecutions and other Suits of the Crown and rectifying Sundry abuses thereof Reported that they had gone through the Said bill without any Amendments

Ordered the Said bill be read, the Said bill was read the third time

Ordered the Said bill do pass & that Coll Johnston do Acquaint the house of representatives that this board have passed the Said Act with out any amendment

Peter Bard Esqr Chairman of the Comitte to whom was Referred the bill intituled An Act prescribing the form of declaration of fidelity the Effect of ye abjuration oath & affirmation Instead of the form hereto fore required And for repealing the former acts in the Like cases made & required Reported that they had gon through the s^d^ bill and made Some amendm^ts^ thereto—Ordered the bills with the Amendments be read, the Said bill with the Amendments was read A third time & passed as amended—Ordered that m^r^ Bard do Carry the bill with the amendm^ts^ to the Assembly and desire their Concurrence thereto

Mr Smith Chairman of the Comittee to whome was referred the bill Intituled An Act to prevent the Concealing of Stray Cattle horses & Sheep reported that they had gone through the Said bill and made Some Amendments thereto Ordered the Said bill with the Amendments be read

the Said bill with the Amendments was read a third time & passed as Amended Ordered that m^r^ Smith do Carry ye bill with the Amendments to the assembly and desire their Concurrence thereto

Att a Councill held att Perth Amboy Janry 9th 1727

Present

His Excellency William Burnet Esqr Governour &c

John Anderson, John Hamilton, John Parker, John Johnston — Esqrs

Peter Bard, John Reading, James Smith, James Alexander — Esqrs

His Excellency Acquainted this board that he haveing Seen in the minutes of the assembly of yesterday A resolve for an address to his majesty to have a Seperate Governour for this province from that of New York he was Concerned to find any Such attempts at this time and therefore had adjourned them till thursday In Order that he might have time to represent to them as private men the impropriety of Such an attempt and to See if they would intirely desist from further proceeding in it, and if they would not be convinced So to do that he was resolved no farther to Act with them And in Order to discourseing freely with them on this head he had Sent to the Speaker to Come hither with the members as private persons after Some time the Speaker with about Eighteen of the members Attending came in And being Seated his Excellency Spoke to them to the purpose aforesaid and assured them that he would not think of meeting further with them unless they gave him assurance before hand of their desisting from further proceeding on the point aforesaid

Att a Councill held att Perth Amboy Janry ye 11th 1727

Present

His Excellency William Burnet Esqr Governr &c

John Anderson, John Hamilton, John Parker, Peter Bard, John Reading, James Smith, James Alexander, Cornelius Vanhorn — Esqrs

A Message from the assembly by m^r^ Pearson & m^r^ Hude with A bill Intituled An Act for repealing Certain Clauses in An Act Entituled for runing & Assertaining the Line of partition & Division between the Eastern & Western Divisions of the province of New Jersey &c And for Limiting the time for recording of Surveys, To which they desire the Concurrence of this board, Ordered the Said bill be read, the Said bill was read the first time And Ordered A Second reading

Mr Reading Chairman of the Comittee to whom was referred the bill Intituled An Act for the frequent meeting and Calling of the Generall assembly of this province and for the Alternate Sitting thereof And for disabling Certain persons from Sitting or Acting in the house of representatives Reported that they had gone through the Said bill and made Some Amendments thereto; Ordered the bill with the Amendments be read, the Said bill with the Amendments was read the third time & passed as amended

Ordered that m^r^ Reading do Carry the bill with the Amendments to the assembly and desire their Concurrence thereto

A Message from the assembly by m^r^ Harrison & m^r^ Eaton that his Excellency be applyed too; to appoint A Comittee of the Councill to Join a Comittee of the house to Examine and adjust the Accounts of the farmers of ye Excise

Ordered that the Comittee already appointed to Examine ye Treasurers Accounts be A Comittee to Join A Comittee of the house of representatives to Examine and adjust the Accounts of ye farmers of the Excise & that Coll Anderson do Acquaint the house therewith

P M Present as above

the Bill intituled An Act for lessening the Sallarys of the Comiss^rs^ appointed to manage the Loan offices in the Severall Countys of this province was read A Second time & Comitted to the Gentlemen of the Councill or Any five of them

the Bill Intituled An act for repealing certain Clauses in an act for runing and assertaining the Line of partition or Division between the Eastern & Western Divisions of the province of New Jersey &c And limiting the time for recording of Surveys, was read A Second time & Comitted to the gentlemen of the Councill or any five of them

At a Councill held att Perth Amboy January the 12th 1727

Present

His Excellency William Burnet Esqr Governour &c

John Anderson	John Parker	Esqrs
John Hamilton	Peter Bard	
John Johnston	James Smith	
John Reading	James Alexander	
	Cor: Vanhorn	

A message from the Assembly by mr Farmer & mr Hude with the bill Intituled An Act for preventing the trouble & Expense of the inhabitants of this Collony relating to the Enrollement of deeds and Conveyances of Land with the Amendments to Which the house disagreed

Resolved that this board do adhere to their Amendments and that mr Anderson do Carry back the Said bill with ye Amendments & Acquaint the House therewith

A Message from the Assembly by

that they had agreed to the Amendmts made by the Councill to the bill Intituled An Act prescribing the form of declaration of fidelity the Effect of the Abjuration oath and affirmation Instead of the forme heretofore required in Such Cases & for repealing the former Acts in Like Cases made & provided & had Sent it back Engrossed to be Signed by the Councill

The Said Engrossed bill haveing beene Examined with ye former bill and Amendmt was passed by this board

A Message from the Assembly by mr Bonnell and mr

Eaton that they had disagreed to the Amendments made by the Councill to the bill Intituled An Act for the ffrequent meeting & Calling of the Generall assembly of this province and for the alternate Sitting thereof and for disabling Certain persons from Sitting or Acting in the house of representatives And had Sent back ye bill and amendments

Resolved that this board do adhere to their Amendments and that m^r^ Reading do Acquaint the house therewith and carry back to them the Said bill with the amendments

A Message from the Assembly by
that they had agreed to the Amendments made by the Councill to the bill Intituled An Act the better to prevent the Concealing of Stray Cattle horses and Sheep; and had Sent it back Engrossed to be Signed by the Council; the Said Engrossed bill haveing been Examined with the former bill & Amendments was passed by this board

A Message from the assembly by m^r^ Harrison and m^r^ Leoming

Ordered that m^r^ Harrison & m^r^ Leoming do wait on his Excellency & Councill And Acquaint them that this house desires that board to Appoint A Comittee of the Councill to Join A Comittee of this house to have a free Conference On the amendments made by the Councill to the bill Intituled An Act for the frequent meeting & Calling of the Generall Assembly of this province and for the Alternate Sitting thereof and for disabling Certain persons from Sitting & acting in the house of representatives; Also on the Amendment to the bill Intituled An Act for preventing the trouble & Expense of the inhabitants of this Collony relating to the Enrollment of deeds & Conveyances of Land By order of the house Mich^l^ Kearny Clerk

Ordered that the gentlemen of the Councill or any five of them be A Comittee to meet a Comittee of the assembly upon the free Conferrence desired by that house & that m^r^ Cor: Vanhorn do Acquaint ye house therewith

At a Councill held att Perth Amboy Janry 16th 1727

Present
His Excellency William Burnet Esqr Governour &c

John Anderson	John Parker	Esqrs
John Hamilton	Peter Bard	
John Johnston	James Smith	

A Message from the assembly by mr Aaron Leoming & mr Vanburskirk to Acquaint this board that the house had agreed to the first of the Amendments made to the bill Intituled An Act for the frequent meeting and Calling of the Generall Assembly of this province &c and made Some further Amendments on the other amendments to wch they desire the Concurrence of this board Ordered the Said Amendments be referred to a Comittee of the Councill or any five of them

Att a Councill held at Amboy Janr 18th 1727

Present
His Excellency William Burnet Esqr Governour

John Anderson	Peter Bard
John Hamilton	James Smith
John Johnston	James Alexander
John Parker	Cor Vanhorn

A Message from the assembly by Coll Farmer and mr Hude to Acquaint this board that the house desires to be Informed whether they have as yet Come to Any result Concerning the Amendments made to their amendmts on the bill Intituled An Act for the frequent meeting And Calling the generall assembly of this province &c And that they will be pleased to give it ye utmost dispatch they can because the busyness of the house is defferred on that Acct

A message from the Assembly by mr Eaton and mr Van burskirk with An Act for makeing £10:000 in bills of Credit

in Order to Exchange a Like Sum of the bills of Credit formerly made Currant in the province to which they desire ye Concurrence of this board, Which bill was read once & ordered A Second reading

Mr Parker Chairman of the Comittee to whom was Comitted the bill Intituled An Act for repealing Certain Clauses in An Act for runing & assertaining the Line of partition or division between the Eastern & western Divisions of New Jersey & for Limitting the time for recording of Surveys that they had gone through the Said bill and made Severall Amendm^ts^ thereto, Ordered ye Said Amendments be read, the Said Amendments were read And Agreed to by this board Ordered the Said bill be read the third time as amended wch was done & Ordered the Said bill do pass and that m^r^ Parker do Carry the bill with the Amendments to the assembly & desire their Concurrence thereto

Ordered that m^r^ Parker do Acquaint the house in answer to their message by Coll Farmer & Mr Hude that this board have Comitted ye Amendments made by the house to their Amendments on the bill Intituled An Act for the frequent meeting and Calling of the Generall Assembly of this province &c^a^ & that this board is not Come to Any result thereon

At a Councill held at Perth Amboy Janry 19th 1727

Present

His Excellency William Burnet Esqr Govern^r^ &c

John Anderson	Peter Bard
John Hamilton	James Smith
John Johnston	Ja: Alexander
John Parker	Cor: Vanhorn

The Bill Entituled An Act for makeing £10:000 in bills of Credit in order to Exchange a Like Sum of the bills of Credit formerly made Currant in this province was read A

Second time & Comitted to the Gentlemen of the Comittee or any five of them

Mr Vanhorn Chairman of the Comittee to whom was reffered the bill intituled An Act for Shortning of law Suits & regulating the practice & practioners of y° law and other officers reported that they had gone through the Said bill and made Severall amendments to it which was agreed to by this board Ordered the Said bill with the amendments be read a third time which was done—Ordered the Said bill do pass & that mr Vanhorn do Carry the bill with the amendments to the assembly & desire their Concurrence thereto

Mr Vanhorn chairman of the Comittee to whome was referred the bill Intituled An Act for Lessening the Sallarys of the Comissrs appointed to manage ye Loan offices in the Severall Countys of this province Reported that they had gone through the Said bill and made Severall Amendments to it Which were Agreed to by this board Ordered the Said bill with the Amendments be read a third time which was done Ordered the Said bill do pass And that mr Vanhorn do Carry the Said bill with the Amendments to the assembly and Desire their Concurrence there to

Mr Smith chairman of the Comittee to whome were reffered the amendments of the assembly to the Amendments of yc Councill on the bill Intituled An Act for the frequent meeting & Calling the Generall assembly of this province and for the alternate Sitting thereof & for disabling certain persons from Sitting & Acting in the house of representatives Reported that they had Agreed to the Amendmts of the assembly with Some Amendments to them, Which were agreed to by this board Ordered that mr Smith do Carry the Said bill with the Severall amendments made thereon to the house & Acquaint them that the Councill has Agreed to their amendments with Some further Amendments to which they desire the Concurrence of that house

At a Councill held att Perth Amboy Jan^{r}y ye 23^{d} 1727

Present
His Excellency William Burnet Esqr Governour &^{c}

John Anderson	Peter Bard	Esq^{rs}
John Hamilton	James Smith	
John Johnston	James Alexander	

A Message Came from the house by m^{r} Harrison & m^{r} Stout with the bill Intituled An act for Lessening the Sallarys of the Comiss^{rs} appointed to manage the Loan offices in the Severall Countys of this province to Acquaint this board that the house do Agree to the first Amendm^{t} made by the Councill but disagree to the Second

Resolved that this board do adhere to their Second Amendm^{t} and Ordered that m^{r} Smith do Carry back the bill with the Amendments to the house & Acquaint them therewith

At a Councill held at Perth Amboy Jan^{r}y ye 24th 1727

Present
His Excellency William Burnet Esqr Governour &^{c}

John Anderson	Peter Bard	Esq^{rs}
John Hamilton	James Smith	
John Johnston	James Alexander	
John Parker	Cor: Vanhorn	

A Message from the assembly by Coll Farmer & m^{r} Hude with A bill intituled An Act for the frequent meeting & Calling the Generall assembly of this province &^{c} to Acquaint this board that the house have agreed to the Last Amendment made by the Councill and have made Some additional amendments thereto to which they desire ye Concurrence of this board

Resolved that this board agrees to the last Amendment

made by the Assembly Ordered that the bill be Ingrossed as amended

A message from the house by m^r^ Mickle & m^r^ Harrison with a bill Intituled An Act concerning the Acknowledging & registering of deeds & Conveyances of Land &c to Acquaint this board that the house have made Some Amendments to the Councills Amendments to which they desire the Concurrence of this board Ordered the Said bill with the Amendments be recomitted to ye Gentlemen of ye Councill or any five of them

A Message from the Assembly by m^r^ Jenkins & m^r^ Reeve to Desire this board to Appoint a Comittee of the Council to Join A Comittee of the house to have a free Conferrence on the Amendments made by the Council on the bill Intituled An Act for lessening the Sallarys of the Comiss^rs^ appointed to manage the Loan offices in the Severall Countys of this province

Ordered that the Gentlemen of the Councill or any three of them be a Comittee to Join A Comittee of the house on the afores^d^ Conferrence and that m^r^ Vanhorn do Acquaint the house therewith

A Message from the assembly by m^r^ Porterfield & m^r^ Mason with the bill Intituled An Act for Shortning of law Suits &c to Acquaint this board that the house have made Some Amendments to the Councills amendments to Which they desire the Concurrence of this board Ordered the Said bill with the Amendments be recomitted to the gentlemen of the Councill or any five of them

the Ingrossed bill Intituled An Act for the frequent meeting & Calling of the Generall assembly of this province and for the alternate Sitting thereof being Examined with the Orriginall & the Severall amendm^ts^ was passed by the Councill And Ordered that m^r^ Vanhorn do Carry the Said bill with the orriginall & amendments, that the bill may be Examined & Signed by the house

Mr Vanhorn Chairman of the Comittee to whom was referred the amendments made by ye assembly to the Amend-

ments of the Councill to the bill Intituled An Act for the Shortning of Law Suits &c reported that they had made an amendment to the Amendments of the house and had agreed to the Said amendments with that amendment to which this board agreed Ordered that m^r^ Vanhorn do Acquaint the house that this board have agreed to their amendments with an amendment to which they desire their Concurrence

Mr Anderson chairman of the Comittee to whome were referred the amendments made by ye assembly to ye amendments of ye Councill to the bill Intituled an act for preventing the trouble & Expense of the inhabitants of this collony relating to the Enrollement of deeds & Conveyances of Land reported that they had agreed to the amendments of the house with an amendment to which this board agreed Ordered that m^r^ Anderson do Acquaint the house that this board have agreed to their Amendments with an amendment to Which they desire ye Concurrence of ye house

At a Councill held att Perth Amboy Jan^r^y ye 26th 1727

Present

His Excellency William Burnet Esqr Governour &^c^

John Anderson	Peter Bard	Esq^rs^
John Hamilton	James Smith	
John Johnston	James Alexander	
John Parker	Cor Vanhorn	

A Message from the Assembly by Dr Rodman & m^r^ Lambert to acq^t^ this board that the house disagrees to the last amendm^t^ made by the Councill to the bill Intituled An Act for preventing ye trouble & Expence of the Inhabitants of this Collony relating to ye acknowledging & registering Deeds &c Resolved that this board do adhere to their amendments Ordered that m^r^ Anderson do acq^t^ the house herewith A Message from the assembly by m^r^ Harrison & m^r^ Reeve to Acquaint his Excellency and this board that the

house desires A Comittee of the Councill to join a Comittee of the house to have a free Conferrence on the amendm^{t} made by ye Councill to the Amendments made by ye house to the bill Intituled An Act preventing the trouble & Expense of ye Inhabitants of this Collony relating to ye acknowledging & registering of deeds &c

Ordered that the gentlemen of the Councill or any three of them be a Comittee to meet a Comittee of the house on the free Conferrence desired by that house and that m^{r} Vanhorn do Acquaint the house therewth

m^{r} Vanhorn Chairman of the Comittee to whome was referred the bill Intituled An Act for makeing £10:000 in bills of Credit in order to Exch the Like Sum of the bills of Credit formerly made Curr^{t} in this province reported that they had gon through the Said bill & made Some Amendments thereto, Ordered that the Said Amendments be read which was done & agreed to by this board

the Said Bill with the Amendments was read a third time and ordered ye Said bill do pass as amended

Ordered that m^{r} Vanhorn do Carry the bill with the Amendments to the house to desire their Concurrence thereto

m^{r} Alexander brought in A bill by leave Given by this board Intituled an Act prescribing the time for recording of Surveys made & to be made Ordered the Said bill be read

The Said bill was read the first time and Ordered a Second reading

At a Councill held att Perth Amboy 30th Janry 1727

Present

His Excellency William Burnet Esqr Governour &c

John Hamilton, John Johnston, Peter Bard } Esq^{rs}

James Smith, Cor Vanhorn } Esq^{rs}

A Message from the assembly by m^{r} Hude & m^{r} Stacy with a bill Intituled an act for the limitation of Actions and

for avoiding Suits in law to which they desire the Concurrence of this board—Ordered the Said bill be read

The Said bill was read the first time & ordered a Second reading

A message from the assembly by m^r^ Leoman & m^r^ Jenkins with a bill Intituled An act for the amendment of that law relating to high ways and bridges and for Explaining Certain Clauses in Severall former Acts concerning the power of the Justices & freeholders therein mentioned and for directing the method for raiseing of money to pay for ye bridge last built over South river to which they desire the Concurrence of this board Ordered the Said bill be read

the Said bill was read the first time & ordered a Second reading

Error in ye orrginall } A Message from the assembly by m^r^ Leoman & m^r^ Jenkins with A bill Intituled An Act for the Amendment of the law relating to high ways and for Explaining certain clauses in Severall former Acts

A message from the assembly by m^r^ Sonmons & m^r^ Hude with a bill Intituled An Act for Naturalizing John Boshart Anna Rosina his Wife Christopher Boshart [and Dorothy Boshart] their Children being Infants to wch they desire the Concurrence of this board was read the first time & ordered a Second reading

P: M: present as above

The bill Intituled An Act for Limitation of Actions & for avoiding Suits in law, was read A Second time & Comitted to the Gentlemen of the Councill or any five of them

the bill Intituled An Act prescribing ye time for recording of Surveys made & to be made was read A Second time & Comitted to ye Gentlemen of the Councill or Any five of them

The bill Intituled An act for Naturalizing John Boshart & Rosina his Wife Christopher Boshart and Dorothy boshart their Children being Infants was read a Second time & Comitted to ye Gent of ye Councill or any five of them

The bill Intituled An act for the amendment of the law relating to highways & bridges &c was read a Second time & Comitted to the gentlemen of ye Councill or any five of them

A Message from the assembly by m^r^ Hude & m^r^ Stacy with the Awardments[1] made by the house to ye amendments of this board to the bill Intituled an Act for lessening the Sallarys of the Comissioners appointed to manage the Loan offices to wch they desire ye Concurrence of this board

Ordered that the s^d^ Amendments be referred to the Gent of ye Councill or any five of them .

A message from the assembly by m^r^ Bonnell & m^r^ Cooper with the Amendments made by the house to the amendments of this board to the bill Intituled An Act for makeing Curr^t^ 10:000 in bills of Credit &c to which they desire the Concurrence of this board Ordered ye Said Amendments be referred to the gentlemen of ye Councill or any five of them

A Message from the assembly by m^r^ Bonnell & m^r^ Cooper to desire to Know if the Councill are Come to any resolution on the Conferrences had Relating to the Amendment made by ye Councill to those of ye house on the bill intituled An Act to prevent the trouble & Expence of the inhabitants of this Collony relating to ye Acknowledging & Enrollem^t^ of deeds &c

Ordered that m^r^ Anderson do Acquaint the house that this board is not yet come to any resolution about ye Conferrence held thereon

Mr Alexander by leave first obtained brought in A bill Intituled an act to prevent frauds & mistakes in Obtaining of warrants for Surveying of Lands & for Keeping minutes of ye deeds on which they are founded and for recovery of ye minutes of ye Councill of prop^rs^ made & to be made. This bill was read the first time & ordered a Second reading.

The bill was read A Second time & Comitted to the Gentlemen of the Councill or any five of them

[1] Amendments.

Att a Councill held att Perth Amboy Janry ye 31st 1727

Present

His Excellency William Burnet Esqr Governour &c

John Anderson	Peter Bard	Esqr
John Hamilton	James Smith	
John Johnston	James Alexander	
John Parker	Cor: Vanhorn	

A Message from the Assembly by m^r^ Harrison & m^r^ Grover to Acquaint his Excellency & this board that the house desires that the Councill will give the bills & amendments lying before them the utmost dispatch for that ye busyness of that house waits thereon

Mr Vanhorn Chairman of the Comittee to whom was refferred ye bill Intituled An Act to prevent frauds & mistakes in Obtaining of warrants for Surveys of Lands and for keeping minutes of ye deeds on which they are founded & for recovering ye minutes of ye Councill of proprietors made & to be made reported they had gon through the Said bill without Amendment Which was read the third time and passed by the Councill

Ordered that m^r^ Vanhorn do Carry the Said bill to the house & Desire their Concurrence thereto

Mr Vanhorn Chairman of ye Comittee to whome were referred the Amendments of the house to the Amendments of ye Councill to the bill intituled An Act for makeing of £10:000 in Bills of Credit &c reported that they had made Some Amendments to the Amendments of the house, which were read and agreed to by this board

Ordered that m^r^ Cor: Vanhorn do Carry to the house of representatives the bill intituled An Act for the makeing of £10:000 in bills of Credit with the Severall amendments thereto and to acq^t^ them that this board have agreed to their Amendm^ts^ with Sundry Amendments to which this board desires their Concurrence & further to acquaint them that because of the great intricacy of So many amendments one

upon an other to facilitate ye reading ye whole as this board has now agreed to it they Send them Also A fair copy of it As it Stands Amended

Mr Vanhorn Chairman of ye Comittee to whom were referred the Amendm^ts^ of the assembly to the Amendments of the Councill to the bill intituled An act for lessening the Sallarys of ye Comiss^rs^ appointed to manage the loan offices in the Severall Countys of this province reported that they had agreed to ye amendments made by the assembly which was agreed to by this board Ordered the Said bill be Engrossed as amended

Att a Councill Held att Perth Amboy Feb 1° 1727

Present

His Excellency William Burnet Esqr Governour &c

John Anderson
John Hamilton
John Johnston

John Parker
James Smith
James Alexander
Cor: Vanhorn

} Esqr

Mr Alexander haveing with drawn from the board

Hartshorn
Legatee of Bown
ag^t^
Richd Salter

} Mr Alexander on motion to his Excellency in Councill Sett forth that the decree of the Court of Chancery for the Complainants Legacies had not been Served on the Deff^t^ Salter & the money Demanded and not paid As by affidavid filed with the register in chancery might appear which was a forfiture of the bond given by Said Salter & his Security for the Adm^ro^ of Bones Estate and therefore prayed ye Said bond might be put in Suit in Order for the recovery of the money decreed And that the Said Sutor[1] may have a day appointed him to Shew Cause to his Excellency in Councill Why the Said bond Should not be put in Suit for the purpose aforesaid

[1] Salter.

Ordered that the Said Salter Shew cause Accordingly on Munday next at ten A Clock in the morning and that he be forthwith Served with a Copy of this Order

Mr Parker chairman of the Comittee to whom was referred ye bill Intituled An Act prescribing ye time for recording of Surveys Reported that they had gone through the Said bill and made Severall amendments thereto Which bill was read & agreed to by this board

Ordered ye Said bill be Engrossed as amended the Said Engrossed bill was Read a third time & passed by this board

Ordered that m^r^ Parker do Carry ye S^d^ bill to this house and desire their Concurrence thereto

Mr Parker Chairman of ye Comittee to whom was referred the bill Intituled An Act for the Amendm^t^ of the Law relating to high ways and bridges &c Reported that they had gon through ye S^d^ bill and made Severall Amendments thereto which were read and agreed to by this board The Said bill was read the third time & passed as amended

Ordered that m^r^ Parker do Carry the Said bill with the Amendm^t^ to the house and desire their Concurrence thereto

The Engrossed bill Intituled an Act for lessening the Sallarys of the Comiss^rs^ appointed to manage the Loan offices &c being Examined with the Originall and the Severall amendments thereto was passed by the Councill

Ordered that m^r^ Vanhorn do Carry the Said Engrossed bill with ye orriginall and the Severall Amendments to the house to be Examined and Signed by their order

Ordered that the Comittee appointed to Examine ye acc^t^ of m^r^ Eiers Late treasurer of the Eastern Division of this province be a Comittee to Join a Comittee of the house of representatives in burning or Cancelling the old bills which did remain in the Said m^r^ Eiers hands and that m^r^ Vanhorn do acq^t^ ye house therewith

the Engrossed bill Intituled An Act for Shorting of Law Suits and regulating ye practice & practitioners of ye Law &c was Examined with the former bill & the amendments & passed by the Councill

Att a Councill held att Perth Amboy Feb 2d 1727

Present

His Excellency William Burnet Esqr Governour &c

John Anderson	James Smith
John Hamilton	James Alexander
John Parker	Cor: Vanhorn

A Message from the assembly by mr Vanburskirk & mr Stout to Acquaint his Excellency and this board that the house desires to know If the Councill have Come to any resolution on the Conferrences had relating to the amendments made by the Councill to those of the house on the bill Intituled An Act to prevent the trouble & Expence of the inhabitants of this Collony relating to ye Acknowledging & Enrolling of deeds &c

Resolved that this board do not come to a resolution on the Said Conferrence untill they are Informed that the house have either agreed to Amended or disagreed to the bill Sent to them from this board Entituled an Act to prevent frauds & mistakes in obtaining of warrants for Surveys of Land &c

Ordered that mr Anderson do acquaint the house herewith

A Message from the assembly by mr Stout & mr Vanburskirk who brought up a bill Intituled An Act for the Amendment of the Law relating to high ways & bridges &c with the Amendments made by the house to the Amendments of the Councill unto this bill for the Concurrence of this board

Resolved that this board do Agree to the Said Amendments of the house Ordered that the Said bill be Engrossed as amended

A message from the assembly by mr Pearson & mr Eaton with the bill Intituled An Act prescribing ye time for recording of Surveys made & to be made who Acquainted this board that the house passed that bill with Some Amendments to Which they Desire yr Concurrence of this board

Ordered the said Amendments be referred to the gentlemen of the Councill or any five of them

At a Councill held att Perth Amboy Feb: 3d 1727

Present

His Excellency William Burnet Esqr Governr &c

John Anderson	John Johnston	Esqr
John Hamilton	James Smith	
John Parker	James Alexander	
	Cor Vanhorn	

A Message from the Assembly by Coll Farmer and mr Hude who brought the bill Intituled an act for the makeing of twenty four thousand Seven hundred and Sixty pounds in bills of Credit formerly made Current in this province by An Act passed in the year 1723 with the Amendments made by the house to the Said bill as last Amended by the Councill to which they desire ye Concurrence of this board

Ordered the Said Amendments be referred to the Gentlemen of the Councill or any five of them

Mr Vanhorn Chairman of the Comittee to whome were referred the Amendments of the house to the bill Intituled An Act for the makeing of twenty four thousd Seven hundred & Sixty pounds in bills of Credit &c Reported that they had agreed to the Amendmts made by the house with An Amendment to which they desire their Concurrence

Mr Johnston Chairman of the Comittee to whome was referred the bill Intituled An Act for Naturalizing John Joshart[1] Anna Rosina his Wife Christopher Boshart and Dorothy Boshart their Children being Infants reported they had gon through the Said bill without any Amendment

the Said bill was read the third time & passed by the Councill without any amendment

Ordered that Coll Johnston do Acquaint the house therewith

[1] Boshart.

Att a Councill held at Perth Amboy Feb: 5th 1727

Present

His Excellency William Burnet Esqr Governour &c

John Anderson	James Smith	} Esqr
John Parker	James Alexander	
John Johnston	Cor Vanhorn	

A Message from the house by mr Pearson & mr Stacy in the following words Die Sabbati 3 Feb: 1727

The house takeing into Consideration the message from the Councill of yesterday by Coll Anderson one of the Gent of that board Came to a resolution that the following Answer be Sent them

That this house apprehend the message of that board Concerning the bill intituled An Act for preventing the trouble & Expence of the Inhabitants of this Collony relating to the Acknowledging and recording of Deeds &c to be of An Unusuall nature that tho' they do not Conceive themselves under any obligations To render An Account of their Actions yet when ever that board desires in the Accustomed manner to be informed what Steps has been taken concerning the bill Intituled An act to prevent frauds and mistakes in Obtaining of warrants for Surveys of land &c: this house will pay all the regard to it that can reasonably be Expected

the Engrossed bill intituled An Act for the Amendment of the Law relating to high ways & bridges &c being Examined with the Orriginall and the Severall Amendments thereto was passed by the Councill and Ordered to be Sent to the house of Representatives for to be Examined & Signed by their Order

Ordered that Mr Parker do Carry the Said bill with the originall and the Severall amendments to the house of representatives to be Examined & Signed by their order

At a Councill held att Perth Amboy Febry 6th 1727

Present

His Excellency William Burnet Esqr Governour &c

John Anderson	John Parker	Esqr
John Hamilton	James Smith	
John Johnston	James Alexander	
	Cor Vanhorn	

A message from the house by mr Pearson & mr Stacy who brought back the Engrossed bill Entituled an Act for the amendment of the Law relating to high ways & bridges Signed by the Speaker

A Message by the Same persons that this house desires to be Informed what progress this board have made on the bill Intituled An Act for Limitation of Actions & avoiding Suits of law

An Other Message by the Same persons that the house desires to be informed whether this board are as yet Come to Any resolution on the Amendments made by the house on the bill Intituled an Act for Limitting the time for recording of Surveys made & to be made

Mr Hamilton Chairman of the Comittee to whome was referred the bill Intituled An Act for the Limitation of Actions & for Avoiding Suits in Law Reported that they had gone through the Said bill to which they had made An Amendment which being read was agreed to by ye board

Ordered that the Said bill be read a third time as Amended, And the Said bill was read a third time & passed as amended

Ordered that Coll Hamilton do Carry the Sd bill with the amendment to the house of representatives & desire their Concurrence thereto

Mr Parker Chairman of the Comittee to whome was referred the amendments of the house to the bill Intituled An Act for prescribing the time for recording Surveys made

& to be made Reported that the Comittee had agreed to Some of the Amendments And had disagreed to Some other of the amendments to Which report this board Agreed

Ordered that m^r^ Parker do Carry the Said bill with the Amendments of the house to those of this board to the house of representatives and Acquaint them that this board has agreed to their amendments with Some Amendments to which they desire ye Concurrence of that house

Coll John Parker Chairman of the Comittee to whome it was referred to Examine the treasurers Acct^s^ in Conjunction with A Comittee of the house of representatives made A report in the following words

The Comittee appointed to Examine the treasurers Accounts in Conjunction with A Comittee of the house of representatives haveing accordingly Carefully Examined the Same do Agree upon the following report to be made to this board

They observe by a former report Made by a Comittee of this board appointed for the Like purpose that upon their Examination of ye Treasurers Acct^s^ to Sept^br^ ye 23^d^ 1724 It Appeared there remained in their hands of the money raised for Support of government the Sum of one hundred fourty Seven pounds Eighteen Shillings & three pence half penney Viz^t^ in the hands of m^r^ Kearny £133 : 19 : 7¼ and in the hands of m^r^ Allen £13 : 18 : 8¼ that the Arrears of taxes in the Western Division during ye years 1722, 1723, & 1724 was £2 : 19 : 11¼ Which Arrearages was wholly due from the County of Cape may, But that the Eastern Division During the time of m^r^ Kearnys being Treasurer Viz^t^ in the years 1723 & 1724 had over paid their Divident £1 : 17 : 11^d^ : which Surplus was paid by ye County of Essex at the Same time Said Treasurers rendered An Acc^t^ of two hundred thirty four pounds Eighteen Shills & Eleven pence three farthings re^cd^ of the farmers of the Excise and Seven pounds Seventeen Seventeen Shills and nine pence of m^r^ Jeremiah Bass which Sums had been applyed to pay the officers of the Governm^t^ and were Included in the Accts first mentioned but it was not Inquired into by the Comittee what Sums of

money were then due to the Severall officers of the Government for their Sallarys to Sep^{b} 23^{d} 1724 and at the time of Examining the Said Acc^{ts} remaining unpaid

The Comittee upon the p^{r}ssent Examination of the Treasurers acc^{ts} Do further observe that by Mr Kearnys Accts it appears he hath received of the taxes in the Eastern Division the Sum of Nine hundred thirty Nine pounds Eighteen Shillings & Six pence ½ for ye years 1725 & 1726 vizt of the Collector of the County of Bergen £146 : 1 : „ of the Collector of ye County of Essex £242 : 16 : „ of the Collector of ye County of monmouth £302 : 8 : „ and of the Collector of the County of Somerset £69 : 11 : „ in full of the Severall Quotas to be by the Said Countys paid for the Said two Years and the Sum of £179 : 2 : 6½ of the Coll^{r} of the County of Midlesex that county appearing to be in Arrears the Sum of twenty five pounds fourteen Shillings & five pence half penny for the Said two years which Deficiences happens to be wholly in the last year and that he hath rec^{d} of the farmers of the Excise one hundred and twelve pounds & four pence which Severall Sums by him so rec^{d} being added to the Sum of £133 : 19 : 7¼ remaining in his hands upon the former Examination of his Acc^{ts} will amount to the Sum [of] Eleven hundred and Eighty five pounds Eighteen Shillings & five pence three farthings The Comittee further observes that by m^{r} Allens Accounts it appears he hath rec^{d} of the taxes in the western Division of this province Eight hundred and Nineteen pounds one Shill & Eight pence farthing for the years 1725 & 1726 of the Coll^{r} of the County of Hunterdon £132 : 1 : „ of the Coll^{r} of the County of Gloster £152 : 18 : „ of the Collector of the County of Salem £257 : 1 : „ in full of the Quotas of the Said Countys for the Said years of the Coll^{r} of the County of Burlington £219 : 3 : 6 in part of the Quotas of that County, Said County remaining in arrears £1 : 17 : 6^{d} for the Said years & of the Collector of Cape may County two pounds Nineteen Shills & Eleven pence farthing in full of their former arreages and £54 : 18 : 3^{d} in part of their Quotas for the years 1725 & 1726 that County

remaining in Arrear £ „ 14 : 9 which Severall Sums by m^r^ Allen rec^d^ with the Sum £13 : 18, 8¼ remaining in his hands of the last Examination of his acc^ts^ amounts to the Sum of Eight hundred & thirty three pounds and fourpence half penny The Said Treasurers to discharge themselves of the Sums of money re^ed^ as afores^d^ produced to the Comittee Sundry warrants for the paym^t^ thereof, Viz^t^ Mr Kearny produced Warrants for the paym^t^ of £1091 „ 10 : „ to Severall officers of the Government for their Sallarys due & becomeing due the 23^d^ day of Sep^br^ in ye year 1726 he also produced warrants for the payment of one hundred pounds to the Chief Justice and for Retaining thirty Seven pounds & ten Shillings in his own hands as Treasurer Which two last Sums was not payable but out of the money to Come into the Treasury the Second Tuesday in January 1727 Mr Allen produced warrants for the payment of Eight hundred And Eight pounds five Shillings to Severall officers of the Government for their Sallarys which was due & become due ye 23^d^ day of September in the year 1726 As also for retaining thirty Seven pounds & ten Shills in his own hands as Treasurer which last Sums was not payable but out of the money to Come into the Treasury the Second Tuesday in January 1727 at the Same time the Comittee observes that there now remains due to the Governour & officers of the Government the Sum of four hundred & five pounds for their Sallarys to the 23^d^ day of September 1726 vizt to his Excellency £312 : 10 : „ to the Chief Justice £50 : „ : „ to ye Second Judge £12 : 10 : „ to the Attorney Generall £12 : 10 to the Clerk of ye Councill & Circuits £15 : „ : „ and to the door keeper of ye councill £2 : 10 : „ The Comittee further Observes that by the foregoing Acc^ts^ thus Settled It will appear that m^r^ Kearny is in Advance the Sum of fourty three pounds one Shilling & six pence farthing and m^r^ Allen in the Sum of thirteen pounds fourteen Shills & Seven pence half penney

But the Comittee further observes by the Said former report that the Accounts then rendered of the four thousand pounds Delivered ye S^d^ treasurers by the Signers of the bills of

Credit; it appeared that there remained in the hands of m^r^ Allen £47 : 15 : 9¼ and in the Hands of m^r^ Kearny £254 : 14 : 1½ for the payment whereof m^r^ Allen m^r^ Allen hath now produced Warrants for the Sum of £47 : 8 : 9 Including A warrant for Weights And measures and m^r^ Kearny hath also now produced Warrants for the payment of £254 : 14 : 1½ Including a rec^t^ Signed by m^r^ Alexander for Seven pounds five Shillings & four pence half penney Said to be rec^d^ in part[1] of a warr^t^ for ten pounds additionall Sallary as attorney Generall So that there remains of the S^d^ £4000 : only Seven Shilling & one half penney & there is due to m^r^ Alexander two pounds fourteen Shills & Seven pence half penney

And it further appears to this Comittee by the said former report that by the accounts then rendered by the Treasurers they had then re^ed^ of the Comissioners of ye loan offices for the first years Intrest arriseing on the publick money by them lent out the Sum of twelve hundred and ninety Seven pounds & Eighteen Shills vizt Mr Kearny had rec^d^ Seven hundred & one pounds twelve Shills and Six pence & Mr Allen had rec^d^ five hundred Ninety six pounds five shillings & Six pence the deficiences in the Said Intrest money for the Said year being in the western Division £13 : 12 : 6 and in the Eastern Division £9 : 9 : 6 Which Sum of £1297 : 18 : „ was appointed to pay ye Incidentall Charges of the last meeting of the late assembly and Warrants were produced for the paym^t^ thereof Accordingly Viz^t^ by Mr Allen warrants five hundred & fifty nine pounds & twelve Shillings And by Mr Kearnys warrants for Six hundred and fourty three pounds & Seventeen Shillings So that there now remains of the Said Intrest money in m^r^ Allens hands thirty Six pounds thirteen Shillings & Six pence & in m^r^ Kearnys hand fifty Seven pds fifteen Shillings and Six pence The Comittee further Observe that when the accounts before mentioned are all taken together the balance due to the province will be thirty Seven pounds twelve Shillings & ten pence farthing Viz^t^ by

[1] Query: payment?

m^r^ Kearny £14 : 13 : 11¾ and by m^r^ Allen £22 : 18 : 10½ that the Revenue to the 23^d^ of September 1726 Seems to be Deficient the Sum of one hundred & ninety two pound Seven Shills & one penney three farthings, the reason of wch Deficiency wee Imagine to be as follows Viz^t^ First For that the Coll^r^ of the township of Piscataway Eloped with the greatest part of the taxes raised by that town in the year 1722

2dly Its very probable when m^r^ Eier the late treasurers acco^te^ are Settled it will be found there was money in his hands at the time of his death which hath not been paid Since

3dly Wee are informed there is money Still remaining unpaid by the Farmers of ye Excise

4^thy^ By the foregoing report it appears that there is Deficiences in the taxes in the year 1726 the Sum of vizt

		£ s. d.
		£28 : 6 : 8½
Viz^t^ in the County of midlesex.....	£25 : 14 : 5½	
in the County of Burlington...	1 : 17 : 6	
in the County of Cape may....	„ : 14 : 9	
		28 : 6 : 8½

And the Comittee haveing since ye foregoing Enquired into the Severall matters here after mentioned Do further Report that the acc^ts^ of m^r^ Wm Eiers late treasurer of ye Eastern Division was laid before them by his [1]Excel^l^ John Chapman Whereby it appears that the ballance due to the government is one hundred thirty Seven pounds Eight Shillings & Seven pence farthing but at the Same time he Saith he has good reason to belive that his testator in his Life time paid Severall Sums of money to m^r^ Alexander in part[2] of Brigadier Hunters Warrants for which he hath not yett been able but hopes in A very Short time to obtain Sufficient Vouchers And in as much as he hath given Credit for the full Quota for the County of Bergen of the taxes to be raised in the year 1720, altho' it doth not appear by his testator the Said treasurers accounts that he Ever rec^d^ the Same or any part thereof, he therefore prays an allowance of all Such Sums of money as he Shall hereafter make appear to have been paid by his Said

[1] Query : Executor?
[2] Query : payment?

testator as Treasurer, to m^r^ Alexander as aforesaid and for Such Deficiences of the Said Quota (If any) as Shall be made appear

And the Comittee further report that the old paper bills paid in by the Said John chapman and allowed in his Accounts to the value of fourty four pounds & two pence Including ten ℔ Cent Intrest was burnt in presence of both Comittees according to the Directions Given them

And the Comittee further report that Wm Bradford and Fenwick Lyell laid before them the accounts of the farmers of the Excise which were Carefully Examined and by Which the ballance remaining Due to the Government without any Intrest, appears to be one hundred & Sixty Six pounds fourteen shills and two pence three farthings

And the said farmers of the Excise haveing Shewn that by reason of Sundry bad debts due to them for the Excise they are but Like to make but very Small profit thereby tho' they have been at very great trouble & Expense in manageing the Same, the Comittee were of opinion that the Intrest due by the Said Farmers to this time be remitted

And the Comittee Report that there appearing by m^r^ Eiers acc^ts^ to have been a Considerable Deficiency in the Quota of the taxes to be paid by the County of midlesex in the year 1722 they ordered Moses Rolf Esqr Coll^r^ of the Said County of [to] Attend with his Acc^ts^ for that year who Accordingly comeing produced four warrants for assembly mens Wages Drawn by the Speaker and payable to the representatives of the City of Perth Amboy and of the County of midlesex Which he had paid Amounting to the Sum of fifty nine pounds & ten Shills and a receipt by m^r^ Eiers treasurer for thirty one pounds Six Shillings & three pence not with Standing Which payment he remained Some thing in debt for that year but the Comittee have not Enquired into the Exact Sum and the Said Coll^r^ acknowledged that the Deficiences of that County for the year 1726 Were truely Given in to the Comittee by m^r^ Kearny in his Acc^t^

All Which is humbly Submitted. By order of the Comittee

JOHN PARKER Ch[r]man

Which report was approved off by this board and there upon the Severall following were made Viz[t]

Ordered that the Treasurers be acquainted that this board Conceives it Irregular to pay Later warrants when So many former remain unpaid and that on no pretence they do the Like for the future at their perrill

Ordered that the Treasurer of the Eastern Division do Call moses Rolfe Coll[r] of the County of midx to an acc[t] for the taxes of year 1722 & 1726 and the balance thereof to Compell him to pay and upon refusall thereof to prosecute him for the penaltys of the Acts which raised those taxes

Ordered that the farmers of the Excise do forth with pay unto the treasurer of the Eastern Division of this province the ballance of their accounts with Intrest from this time till the Same is paid in and that If they neglect to pay y[e] Same in till the first of June next then that they Shall loose the benefitt of remitting y[e] past Intrest due by them and Shall then be prosecuted on their bonds for recovery of the ballance due by them and all past Intrest which the treasurer of the Eastern Division is then to Acquaint the attorney Generall to do Who Shall then put their bonds in Suit accordingly

Ordered that John Chapman adm[r] of W[m] Eier deceased do forth with pay to the treasurer of the Eastern Division the ballance due on the acc[ts] of W[m] Eier or assign to his majesty for double the value of the ballance due by him the best of bonds due to that Estate or to him in behalf of that Estate and deliver them So assigned to the Said treasurer in ten days after notice hereof Otherwise that the Same treasurer do acquaint the attorney [general] who is hereby ordered in Such Case to Issue the process of the Exchequer for Seizing into his majesties hands the Estate of the said William Eier in Order to make thereout the ballance aforesaid & the charge of the makeing thereof and to proceed for that purpose accord-

ing to Law, but Nevertheless the Said John Chapman is to be allowed as by the above report he ought to be allowed and if he Should over pay whats Just due before he makes the facts appear on which he prays these allowances yett notwithstanding The Treasurer is hereby Ordered to repay him what he Shall have over paid on the making these facts appear to the treasurer And if bonds be assigned according to this Order then the treasurer is hereby Ordered to deliver them to the attorney Generall to put in Suit who upon recovery of So much as is due to his majesty thereby with the Intrest from that time Shall then return ye remaining bonds and over plus money re^d^ unto the said John Chapman and if the Said John Chapman does neither pay ye ballance nor assign to double the value thereof as aforesaid nor Enough of the Estate of the Said William Eier is found to Satisfie the Same.

On the process of the Exchequer aforesaid then its hereby Ordered that the Securitys of the Said William Eier be then forthwith prosecuted for the ballance aforesaid & Intrest from the date hereof or So much thereof as then Shall be due

Ordered that the Severall persons to whom these orders do relate be Served with the Same

At a Councill held at Perth Amboy Feb: ye 7th 1727

Present

His Excellency William Burnet Esqr Govern^r^ &c

John Anderson
John Hamilton
John Parker
John Johnston
James Smith
James Alexander
Cor: Vanhorn
} Esqr

A Message from the house by m^r^ Bonnell & m^r^ Jenkins with the Engrossed bill Intituled An Act for Limitation of Actions & for avoiding Suits in Law & the amendments of

this board to be Examined And Signed by this board the Bill was Accordingly Examined & Signed

A Message from the house by m^r^ Lambert & m^r^ Cooper who brought up the Engrossed bill for makeing twenty four thousand Seven hundred & Sixty pounds &c with the Councills amendments to the Amendments of that house to be Examined & Signed by this board The Said bill was Examined & Signed

A Message from the house by m^r^ Pearson & m^r^ Stacy to acquaint this board that the house desires to know whether ye Councill are come to Any resolution on the Amendm^t^ Made by that house on the bill Intituled An Act for Limitting the time for recording of Surveys &c^a^ Coll Parker Chairman of the Comittee to whome were referred the amendment made by the house to the Said bill reported that they had made Some amendments to ye amendments made by the house Which were Agreed to by this board

Ordered that m^r^ Parker do Carry the Said bill with the amendments of this board to the house for their Concurrence

A Message from the house by Coll Cooper & m^r^ Hall that this house do adhere to their amendments to the bill Intituled an Act prescribing the time for recording of Surveys &c

Resolved that this board desire the house to appoint a Comittee to meet a Comittee of this board in a free Conferrence on the Said Amendments

Ordered that m^r^ Parker do acquaint the house therewith

A Message from the house by m^r^ Eaton & m^r^ Grover to acquaint this board that the house have appointed m^r^ Lambert Dr Rodmon m^r^ Bonnell & m^r^ Stacy to be a Comittee to Join a Comittee of the house on a free Conference as desired by this board on the bill Intituled A bill for prescribing ye time for recording of Surveys

Ordered that the Gentlemen of ye Councill or any five of them be a Comittee to Join a Comittee of the house on a free Conference as desired by this board on the bill Intituled A bill for prescribing ye time for recording of Surveys

Richard Salter Surviving Exr of John Boone Decd agt the Exrs of obadiah Boone Decd & Joint obligers

On opening the petition of Richard Salter to have the bond given by Obadiah Boone to pay the half of the debts and legacies due by the Estate of John Boone Decd to be put in Suit in Order to Compell ye performance thereof and on opening yr answer of the Executors of the Said Obadiah & hearing of what Could be alleadged of the Councill of Both Sides; It is Ordered that Coll Anderson in whose hands the Said bond is do Give a Copy thereof to the Said Richard Salter or his Order that the Same may be put in Suit in the Supream Court And in Case Suffl matters Is not Shewn in pleading to hinder Judgment thereon, Yet it is Ordered that the Supream Court do Direct by proper rules that the Executrs from time to time on Such Judgment Shall only Issue for what Shall be Justly Incumbend on the Obligors to pay and that by directing the Auditing of Accounts & takeing Such other methods as Shall be agreable to Equity & Justice

Hartshorn Legatics of John Boone & Lawrence one of the Creditrs of the sd John Boone & ye Exrs of Obadiah Boone agt Richd Salter Surviving Exr of John Boone Decd & ye Joint obligors with him

On motion of the Complainants for leave to put in the bond of Salter & his Securities in Suit for the Like purpose, it is thereupon Ordered in Like manner as above

Ordered that all partys Concerned have a Copy of the Said minutes on demand paying for the Same

At a Councill held at Perth Amboy febry 8th 1727

Present

His Excellency William Burnet Esqr Governour

John Anderson
John Hamilton
John Parker
John Johnston
James Smith
James Alexander
Cor Vanhorn
} Esqr

Mr Parker Reported from the Comittee who mett a Comittee who mett a Comittee of the house in A free Conferrence on the bill Intituled An Act prescribing the time for recording of Surveys &c Reported that they had made Some further amendments to the amendments of the assembly to the Said bill which Amendments were agreed to by this board

Ordered that mr Parker do Carry the Said bill with the Severall Amendments to the house and Acquaint them that this board have made Some further Amendments to which they desire the Concurrence of that house A Message from the house by mr Pearson & mr Reeve With A bill Intituled An Act for preventing the trouble & Expence of the Inhabitants of this province relating to the Enroolment of Deeds &c and the Amendments to the Last Amendmts of yc Councill for the Concurrence of this board

Resolved that this board agrees to the Said last amendments of the house to the Said bill

Ordered that the Said bill be Engrossed as Amended

Att a Councill held att Perth Amboy Feb. yc 9th 1727

Present

His Excellency William Burnet Esqr Governour &c

John Anderson
John Hamilton
John Parker
John Johnston
James Smith
James Alexander
Cor Vanhorn
} Esqrs

The Engrossed bill Intituled An Act Concerning the Acknowledging and registering deed and Conveyances of Land and declaring how the Estate or right of A feme Covert may be Conveyed or Extinguished, being Examined with the Originall and the Severall amendments thereto was passed by the Councill and ordered to be Sent to the house of representatives for to be Examined & Signed by their Order

Ordered that m^r^ Anderson do Carry ye Said bill with the orriginall and the Severall Amendments to the house of Representatives to be Examined and Signed by their Order

Mr Smith Secretary informed the board that the assembly haveing voted him the allowance of twenty five pounds ℔ Annum During the Continuance of two Acts the one Intituled An Act for Shorting of Law Suits and regulating the practice & practitioners of the Law and other Officers, the other Act Intituled an Act concerning the Acknowledging and registering deeds & Conveyances of land and declaring how the Estates and rights of a feme Covert may be Conveyed or Extinguished the Substance of which last act and part of the first Act had been Disallowed by his late majesty att the Sollicitation of the Said James Smith tho' he did not think the Said twenty five pounds a Sufficient Equivalent for the loss that will be Sustained by his office by means of the Said two Acts, Yet out of his Inclination to see a good Agreement Established between the Governour Councill And Assembly Which he is Sensible depends very much on the passing the Said two Acts he makes no Objections to their being passed Accordingly[1]

Att A Councill held att Perth Amboy 10th Feb^ry^ 1727

Present

His Excellency William Burnet Esqr Cap^tn^ Generall &^c^

John Anderson
John Hamilton
John Parker
James Smith
James Alexander

A Message from the assembly by m^r^ Farmer and m^r^ Lambert with the bill intituled An Act for appropriating of the intrest money paid into the treasury by virtue of A Law of this province to the incidental charges of this Government and Subjecting the Residue to future appropriation Acquaint-

[1] See N. J. Archives, XIII., 552; XIV. (ante), 225–240; V., 198.

ing this board that the house of representatives had past the Same and desired the Concurrence of this Board thereto

Ordered that the Said bill be read the first time

Then the Said bill was read the first time and Ordered A Second reading

Ordered that John Parker Esqr do Acquaint the house of representatives that this board Desire that that house would give the bill Intituled an Act prescribing the time for recording of Surveys made & to be made And Amendments thereto the utmost dispatch for that the busyness of this board waits thereon

The bill Intituled an act for appropriating of the intrest money paid into the Treasury by virtue of a Law of this province to the incidentall Charges of this Government and Subjecting the residue to future appropriations was read the Second time and comitted to the members of this board or any five of them

M[r] Smith chairman of the Comittee to whome was referred the bill aforesaid [reported] that m[r] Farmer & m[r] Kinsey two of the members of the assembly did yesterday wait on the members of this board, with whom this board for dispatch Sake had agreed on the form of the Said bill which they Said to be the Same as was agreed on, And therefore they had agreed to the Same with out any Amendment

Ordered the Said bill be read the third time

A Message from the house by m[r] Pearson & m[r] Hude to Acquaint this board that the assembly are Come to the following resolution on the bill Intituled An Act for limitting the time for recording of Surveys made and to be made, that [in] as much as they are not fully apprized of the nature of the Severall Injuries Sustained by the former Law Concerning Surveys it will be difficult for them to make provision as the Circumstances of the province require relating to that affair and therefore Conclude to deferr the further Consideration thereof untill their next meeting that in the mean time application may be made by the inhabitants of the province Grived by the Said former law So that the whole matter

being fully understood Such remedy may then be provided as Shall be be agreable to Justice & Equity

Mr Hamilton from the Comittee appointed to prepare an ordinance for regulating the Courts of Judicature in the province of New Jersey And An Ordinance for regulating and Establishing fees with in his majesties province of New Jersey Reported that they had prepared draughts of the Said Ordinances which were agreed to by this board

Ordered that the Said ordinances be Scalled & published

The Bill intituled an act for appropriating of the intrest money paid into the Treasury by virtue of A Law of this province to the incidentall charges of this government and Subjecting the residue to further appropriations was read the third time and passed by the Councill without any Amendment

Ordered that mr Smith do Acquaint the house herewith

His Excellency Ordered the Clerk of this board to Acquaint the house of representatives that he required their attendance at the Councill Chamber imediatly

The Assembly attending

His Excellency gave his Assent to the following bills viz[t]

1 An Act for vesting the right of Ellection of Representatives to Serve in generall assembly in the County of Hunterdon &c

2 An Act for preventing malitious prosecutions on indictments &c

3 An Act prescribing the form of declaration of fidelity the Effect of the abjuration oath and affirmation &c

4 An act the better to prevent the Concealling of Stray Cattle & horses & Sheep

5 An Act for the frequent meeting and Calling of the generall assembly of this province &c

6 An act for Shortning of Law suits and regulating the practice and practitioners of the Law and other officers.

7 An act for Lessening the Sallarys of the Commissioners appointed to manage the Loan offices &c

8 An act for Naturalizing John Boshart Ann Rosina &c

9 An Act for the amendment of the law relating to high Ways & bridges &c

10 An Act for the makeing of twenty four thousand Seven hundred & Sixty pounds in bills of Credit in order to Exchange the bills &c

11 An Act for the Limitation of Actions and avoiding Suits in Law

12 An Act concerning the Acknowleding & registering Deeds &c

13 An Act for appropriating of the Interest money pd &c for Incidentall Charges &c

Which Severall Acts were published in the presence of his Excellency & of the Councill & representatives

Then his Excellency Directed the house of representatives to adjourn them Selves to the first day of may next but that they might first finish any busyness they had as yet in the house

Then his Excellency Signed the following Warrants for the Incidentall charges of this government Viz^{t}

N° 1 A	To his Excellency for incidents.....	£150	:	„ —
B	To d°.....	150	:	„ : „
C	To D°.....	150	:	„ —
D	To D°.....	150	:	„ —
2	To John Anderson for Attendance in Councill the Sessions.....	18	: 6	: „
3	To John Hamilton for d°.....	20	: 2	
4	To John Parker for d°.....	20	: 2	
5	To John Johnston Junr.....	15	: 18	
6	To Peter Bard for d°.....	14	: 2	
7	to John Reading d°	5	: 8	
8	to James Smith d°.....	16	: 16	
9	to James Alexander d°.....	16	: 4	
10	to Cornelius Vanhorn for d°.....	12	: 12	
N° 11	To Michael Kearny Clerk of the Assembly £26 : 16 for attendance & £20 for pen ink & paper.....	£46	: 16	

12	To John Herriot Serjeant at arms.....	10 : 1
13	To Derby Scandland.....	13 : 17
14	To John Johnston Thomas Lambert John Rodman and John Kinsey for Rich[d] Pattridge Agent in Brittain And other publick Services.....	270 : „ : „
15	to John Kinsey Jun[r] for drawing bills.....	20 : „ —
16	to Alexander Mackdowall for the Assembly room.....	6 : „ —
17	To W[m] Lawrence and Joseph Bonnell for their Services in prosecuting thomas Gordon late Treasurer	9 : 15

A Message from the house by m[r] Harrison & m[r] Grover with the Assembly's Answer to the message from this board of the 6th Instant relating to the bill Intituled An Act to prevent the trouble & Expence &c Notwith Standing Any thing Contained in the Last Message from the Councill relating to the bill abovesaid this house Continue in their opinion that the former message therein Mentioned is of an unusuall nature and in Order to Sett this matter in A Clear light it will be necessary to take notice how the Controversy first Arose.

The Councill proposed An Amendment to the Bill herein before mentioned by which deeds of proprietors &c were only to be recorded in the office of the recorder of the proprietors &c which Amendment was disagreed to by this house & Insisted on by that board upon Which Conferences were had, the result whereof by the major part of the Councill then present was to receed from the Amendment

The Argument advanced by the Councill on the Conferrence was that to permitt the recording of those deeds in Any other place than the office belonging to the proprietors would render it difficult to be known what Share of each propriety

was laid out and that persons Evilly disposed might have more laid out then come to their Share

This Wee Suppose is the door opened for Comitting of frauds mentioned in the message Of that board. If So, had the Councill Considered what past At the Conference that objection was Intirely removed for it was there urged by the Managers of the Conferrence on the part of this house, that as the Case then Stood no person was under An Obligation to record their deeds Any where, that where deeds were not recorded whenever the party made application to have land Located It was in the power of the proprietors or their Officers to insist on their own terms before A warrant was Granted to Survey Any Land And Consequently they might take what minutes they pleased and Oblidge the party to record his deeds besides

Thus Stood the Case before the bill propossed and nothing contained in the bill makes any alteration in that matter So that the door openened to Comitt frauds, Subsisted only in Imagination and the Consequences Drawn from theme entirely vanish

How far we may be Accountable to those who Elected us, was no part of the debate, wee and they Shall not disagree about that, but the argument used to Support that doctrine is not of the most forcible kind, Since the printing or non printing of our minutes is a matter wholly att our discretion But be that as it will, though we may be Accountable to those who Sent us hither it will by no means thence follow, wee are Accountable to that board, which is the only Constructions our former message on this Subject will bear, And a Different Exposition will be a manifest violence to words very clear & plain

Had the message of the Councill been understood as An Enquiry concerning the bill there in mentioned, our answer Sufficiently intimates an Inclination to have Complyed with it but for that board to take notice of a bill by us laid on the table to be farther Considered att our next meeting, And to tell us in Effect unless wee receeded from our former proceed-

ings And agreed to, amended or disagreed to the bill this we Looked upon as dictating to us what we were to do, and was therefore inconsistent with that freedom of Acting wee Conceive our Selves Equally Entituled to with that board, And therefore wee Still think Justly Complained of as unusuall, though the Subject matter of this dispute is Since Amicably Ended, yet we Should have been wanting to our Selves had we Said less in Vindication of our past Conduct from the Imputation Laid upon us

By order of the house MICH[l] KEARNY Clerk

True Copy

P Mich Kearny Deputy Clerk
of the Councill

At a Council held at Perth Amboy April the twenty fourth Anno Dom̃ one thousand Seven hundred and twenty eight

Present

His Excellency William Burnet Esq[r] Captain General and Governor &[c]

Lewis Morris, John Hamilton, John Parker, John Johnston } Esq[rs]

James Smith, James Alexander, Cornelius Vanhorn } Esq[rs]

His Excellency John Montgomerie Esq[re] produced a Com̃ission under the Broad Seal of Great Britain bearing date the fourth day of October in the first year of his Majestys Reign appointing him Captain General and Governour in Chief of the Province of New Jersey,[1] which commission was read and thereupon his Excellency William Burnet Esq[r] delivered to him the Seals of the Province

The Governour produces his Commission and takes the Oaths &c

The Council administered to his Excellency John Mont-

[1] Montgomerie was appointed Governor of New Jersey and New York on the accession of George II. See N. J. Archives, V., and N. Y. Col. Docs., V., passim.

gomerie Esq[r] the several Oaths mentioned in his Commission together with the Oaths for the due Execution of his Commission, and the Laws of Trade and Plantation, After which his Excellency administered the Oaths appointed by Law, to y[e] Gentlemen of his Majestys Council present as before, together with the Oath of Office as Councellors, and then his Excellency went with the Council to the City Hall where his Excellencys Commission for Governour of this Province was openly read and published after which his Excellency returned to the Council Chamber and in Council Ordered a Proclamation to be issued for the continuing all Officers Civil and Millitary within y[e] said Province in their several and Respective Offices and Imployments until further order

Proclamation ordered for continuing all Officers Civil and Military till further Orders.

Which Proclamation was Issued Accordingly

At a Council held at Perth Amboy April the twenty fifth One thousand Seven hundred and twenty eight

Present

His Excellency John Montgomerie Esq[r] Governor &c

Lewis Morris, John Hamilton, John Parker, John Johnston } Esq[rs]

James Smith, James Alexander, Cornelius Vanhorne } Esq[rs]

The Governour in Council signed the following Warrants

N[o] A (65) To William Burnet Esq[r] late Governour of this Province for four months half Sallary comencing the 23[d] day of December 1727 to the 23[d] day of April following..... 83 „ 6 „ 8

N[o] B (65) To Ditto for four months halfe Sallary as above..... 83 „ 6 „ 8

N°	(66)	To Thomas Farmer Esqr for his Sallary as Chief Justice comẽncing ye 23^{d} day of December 1727 to the 23^{d} March following.....	50 „	— „ —
N°	(67)	To Peter Bard Esqr for his Sallary as Second Judge comẽncing ye 23^{d} day of December 1727 to ye 23^{d} March following.....	12 „	10 „ —
N°	(68)	To James Smith Esqr for his ¼ Sallary as Clerk of the Circuits comẽncing ye 23^{d} December 1727 to ye 23^{d} of March following.....	7 „	10 „ —
N°	(69)	To Ditto for his quarter Sallary as Clerk of the Council comẽncing ye 23^{d} day of December 1727 to ye 23^{d} day of March following.....	7 „	10 „ —
N°	(70)	To Lawrence Smith Esqr for his Quarter Sallary as Attorney General comẽncing the 23^{d} day of December 1727 to the 23^{d} March following.....	12 „	10 „ —
N°	(71)	To Michael Kearney Esqr for his Sallary as Treasurer of the Eastern Division of this Province for his Sallary comẽncing from ye 23^{d} day of December 1727 to ye 23^{d} day of March following.....	12 „	10 „ —
N°	(72)	To John Allen for his Sallary as Treasurer of ye Western Division of this Province comẽncing the 23^{d} of December 1727 to the 23^{d} March following.....	12 „	10 „ —
N°	(73)	To John Haskell for his Sallary as Doorkeeper of the Council comẽncing the 23^{d} December 1727 to ye 23^{d} March following.....	2 „	10 „ —

His Excellency ordered a Proclamation to be Issued to prorogue the General Assembly of this Province to the First Tuesday in August next

The Memorial of Robert Lettice Hooper being read and the Opinion of the Board askt concerning it every Member of the Board declared that they neither were consulted concerning the appointing the said Hooper Chief Justice nor concerning the displacing of him and the appointment of Thomas Farmer Esq[r] to be Chief Justice in his place and Stead.[1] That they suppose his late Excellency Governour Burnet acted in the placing and displacing of him pursuant to y[e] Powers & Authorities given him by his late Majesty and that If he did not, he is not Accountable to this Board

Memorial of Robert Lettice Hooper, and the Opinion of the Council

Ordered that M[r] Hooper have a copy of the opinion of this Board concerning the Memorial presented by him

At a Council held at Burlington the thirteenth day of December Anno Dom̃ 1728

Present

His Excellency John Montgomerie Esq[r] Governour &c

John Wills, John Reading } Esq[rs] Peter Bard, James Smith } Esq[rs]

The Governour ordered the Secretary to Acquaint the Assembly that he Expected their attendance at the Council Chamber at Eleven of the Clock

Meeting of the House of Representatives

John Reading and Peter Bard Esq[rs] took the Oaths according to Law and likewise the Oath of Office as Councellors John Wills Esq[r] being one of the People called Quakers took the Solemn Affirmations according to Law and likewise the Solemn Affirmation of Office as Councellour

[1] See Field's Provincial Courts of New Jersey, 126-8.

The General Assembly attended according to ye message and his Excellency made the following speech

Gentlemen

The Governours Speech to them

This being the Season of the Year in which your absence from your Country Affairs will be attended with the fewest Inconveniencys I have called you together that you may have an opportunity of making Such Laws as will Secure and Advance the Intrest of this Province

His Majesty who has the Good of all his Subjects at heart has Instructed and commanded me To contribute all I can towards your being a happy and flourishing People and it must be the utmost satisfac̃on to you to be Assured that Altho' you have ye misfortune to be at a great distance from your Sovereigns Person and the Seat of his Government yet that does not hinder his care and concern for your Prosperity.

I do not doubt but you will express your duty and Gratitude to his Majesty on all Occasions and Particularly at present by setling upon him a Revenue in as ample a manner and at least for as long a time as former Assemblys have given it to his Predecessors, and I confide so much in your Loyalty and Good Intentions that I shall use no other Argument on this head but to Assure you that what you give for the Support and Incidental Charges of the Government will be imploy'd for your honour and safety

Gentlemen

I am very Sensible of my Insufficiency for the trust reposed in me, but I shall endeavour to discharge it faithfully with a Strict regard for His Majesty's Service and the good of his Subjects always thinking his Intrest and theirs Inseparable

J. Montgomerie

At a Council held at Burlington the 9th day of Janry Anno Domi 1728

Present

His Excellency John Montgomerie Esqre Governour &c

Peter Bard, John Hugg } Esqrs

John Anderson, John Reading, James Smith } Esqrs

John Anderson Esqr one of the Members of this Board took ye Oaths enjoynd by Law together with the Oath of Office as Councellor And John Hugg Esqr one other of the members of this Board being one of the People called Quakers took the several affirmations enjoyn'd by Law and Also his Solemn Affirmation for the Performance of his Office as Councellour

The Governor by the advice of the Council adjourns the House of Representatives

His Excellency acquainted This Board that finding by this days votes of the House of Representatives that they had come to a resolve of an Extrordinary Nature and that to prevent any evil consequences that might attend that Resolve till he could take proper Methods to prevent them he Intended by Proclamation to adjourn the House of Representatives till Monday the thirteenth of January Instant which this Board unanimously advised him to do

At a Council held at Burlington the thirteenth day of January Annoq Domi 1728

Present

His Excellency John Montgomerie Esqr Governour &c

John Anderson, John Hamilton, John Parker, John Wills } Esqrs

Peter Bard, John Reading, James Smith } Esqrs

His Excellency laid Before the Board the Resolves mentioned in the Last days Minutes signed by Michael Kearney Clerk of the House of Representatives which are as follows

A Motion being made whether the having a Distinct Governour for New Jersey be in the Opinion of the House for the advantage of the Province or not

A Debate arising thereon and the Question being put, the Previous Vote was demanded, Whether that question be now put or not, it was carry[d] in the Affirmative And then the Question was put whether the having a Distinct Governour for New Jersey be in the Opinion of the House for the advantage of the Province or not it was Carry[d] in the Affirmative Signed MICH. KEARNY Clerk.

The Resolves of the House of Representatives Communicated by the Governour to the Council

Resolved Nemine Contra dicente that this house will enter into Consideration of what may be the most Effectual method of obtaining a Distinct Governour for this Province hereafter and it is Ordered that M[r] Kinsey M[r] Stacey M[r] Lambert, M[r] Eaton M[r] Somnans and M[r] Bonnel wait on his Excellency and Council with this and the Last resolve and desire their Concurrence therein, and a conferrence touching the manner most likely to affect it, and with all to Signifie to the Governour and that Board, that it is in no wise the Intention of this House to give him y[e] least uneasiness (were it in their power) during the time he May Continue in Comission But only to take such measures as may best conduce to the end aforesaid when his Comission may determine by y[e] Kings pleasure, or otherwise, and this they conceive a duty Incumbent on them Signed MICH: KEARNY Clk

It is the Opinion of this Board that the House of Representatives presuming to make y[e] Resolves now laid before us without taking any Proper measures to know the Kings pleasure as to the subject matter of them

Opinion of the Council concerning the Resolve of the House of Representatives

is disrespectfull to His Majesty who has solely the Power of Appointing a Governour to this Province

Therefore we unanimously advise Your Excellency to Dissolve the House of Representatives

Accordingly his Excellency Issued the following Proclamation

By his Excellency John Montgomerie Esqr Captain General and Governour in Chief of the Provinces of New Jersey New York and Territories thereon depending in America and Vice Admiral of the same &^{c}

A Proclamation

Whereas the House of Representatives of the Province of New Jersey have presumed to Make some Resolves in Order as they pretend to obtain a Distinct Governour for the said Province without taking Any proper measures to Know the Kings pleasure as to the subject matter of them, this I think highly disrespectfull to his Majesty who has it solely in his Power to Appoint a Governour of this Province

Proclamation for dissolving the House of Representatives

Therefore I have thought fitt by and with the advice and Consent of his Majestys Council for this Province and by virtue of the powers and Authorities given unto me by his Majestys letters Patent under the Broad Seal of Great Britain to dissolve this House of Representatives and they are hereby dissolved and discharged to meet or act hereafter as the House of Representatives of the Province of New Jersey

Given under my hand and Seal at Arms at Burlington in New Jersey this fourteenth day of January in ye second year of the Reign of our Sovereign Lord George the Second of Great Britain France and Ireland King Defender of the faith &^{c} Annoq Dom̃ One thousand seven hundred and twenty eight[1]

J. Montgomerie

[1] See "Papers of Lewis Morris," 16–18, for an account of this matter.

Coll° John Anderson one of his Majestys Council for this Province acquainted this Board that William Eiers Esqr and Coll° John Rudyard who were the Securitys of William Nichols Esqr the present high Sheriff of the County of Monmouth for the due Execution and performance of his Said Office are both deceased & it being Consonant to former orders of this Board that the Sheriffs of the Several Countys of this Province be under Securitys for the due Execution and performance of their Respective Offices

Order for William Nichols High Sheriff of the County of Monmouth giving New Security

It is Therefore ordered by this Board that ye Said William Nichols do give New Security for the due Execution and performance of his said office in ye Sum of Two hundred Pounds of good and lawfull money of America with two Sufficient Sureties in ye sum of One hundred pounds each of like Money as aforesaid within One Month after Notice of this Order, Which Security is hereby directed to be given by way of Recognizance to the King and to be acknowledged before any one Justice of the Peace of the said County of Monmouth and by him to be returned to the Secretarys office at Perth Amboy in order there to be filed

At a Council held at Burlington January 15th 1728

Present

His Excellency John Montgomerie Esqr Governour &^c^

John Hamilton, John Parker } Esq^rs^ Peter Bard, James Smith } Esq^rs^

His Excellency laid before this Board the Petition of Daniel McCormick complaining of some abuses done him by John Bagworthy High Sheriff of the County of Hunterdon

The Council were of opinion that the Clerk of the Council send a copy of the said Petition to the said Sheriff and

Complaint of Daniel McCormick against the High Sheriff of the County of Hunterdon and the Governours order thereupon

that his Excellency will be pleased to send Directions to the Justices of Hunterdon County or any three of them of which Thomas Leonard Esqr to be one to Enquire into the Matters Set forth in the said Petition and to take all such Affidavits and Examinations as shall be offered them, as well on part of the Petitioner as on the part of the said Sheriff and all such Affidavits & Examinations as shall be so taken before them to forthwith transmitt to his Excellency which his Excellency ordered Accordingly

Then the Governour in Council signed the following Warrants

	£	s	d
N^{o} (74) To his Excellency for two months Sallary comencing the 23^{d} day of April 1728 & ending ye 23^{d} of June following.....	83 „	6 „	8
N^{o} (75) To Thomas Farmer Esqr for a Quarters Sallary as Chief Justice comencing the 23^{d} day of March 1727 & ending ye 23^{d} day of June then next following.....	50 „	— „	—
N^{o} (76) To his Excellency for a Quarters Sallary comencing the 23^{d} day of June 1728 & ending the 23^{d} of September following.....	125 „	— „	—
N^{o} (77) To Thomas Farmer for a Quarters Sallary as Chief Justice comencing ye 23^{d} of June 1728 to ye 23^{d} September following..	50 „	— „	—
N^{o} (78) To Peter Bard Esqr for a halfe Years Sallary as Second Judge comencing ye 23^{d} day of March 1727 to ye 23^{d} of September 1728.....	25 „	— „	—

N° (79)	To Laurence Smyth Esqr for halfe a Years Sallary as Attorney General comẽncing ye 23^{d} March 1727 to ye 23^{d} of September 1728.....	25 „ — „ —
N° (80)	To Michael Kearny Esqr for a halfe Years Sallary as Treasurer of the Eastern Division comẽncing ye 23^{d} day of March 1727 to ye 23^{d} of September following	25 „ — „ —
N° (81)	To John Allen Esqr for a halfe Years Sallary as Treasurer of the Western Division comẽncing the 23^{d} day of March 1727 to ye 23^{d} September follow^{g}.....	25 „ — „ —
N° (82)	To his Excellency for a quarters Sallary comẽncing the 23^{d} of September 1728 to ye 23^{d} of December following.....	125 „ — „ —
N° (83)	To Thomas Farmer Esqr for a quarters Sallary as Chief Justice comẽncing ye 23^{d} of September 1728 to ye 23^{d} of December following.....	50 „ — „ —
N° (84)	To Peter Bard Esqr for a quarters Sallary as Second Judge comẽncing the 23^{d} September 1728 to the 23^{d} of December following.....	12 „ 10 „ —
N° (85)	To Lawrence Smyth Esqr for a Quarters Sallary as Attorney General comẽncing the 23^{d} of September 1728 to the 23^{d} of December following.....	12 „ 10 „ —
N° (86)	To Michael Kearny Esqr for a Quarters Sallary as Treasurer of the Eastern Division comẽncing ye 23^{d} day of September 1728 to ye 23^{d} of December following.....	12 „ 10 „ —

N° (87)	To John Allen Esqr for a Quarters Sallary as Treasurer of the Western Division comencing the 23^{d} day of September 1728 to the 23^{d} of December following.....	12 „ 10 „ —
N° (88)	To James Smith Esqr for three Quarters Sallary as Clerk of the Council comencing the 23^{d} day of March 1727 to the 23^{d} of December 1728..	22 „ 10 „ —
N° (89)	To James Smith Esqr for three Quarters Sallary as Clerk of the Circuits comencing the 23^{d} day of March 1727 to the 23^{d} day of December 1728	22 „ 10 „ —
N° (90)	To Ditto for three Quarters Sallary as ℔ Vote of the 19th of January last comencing ye 10th of February 1727 to ye 10th of November 1728.....	18 „ 15 „ —
N° (91)	To John Haskle for three Quarters Sallary as Door Keeper of the Council comencing the 23^{d} of March 1727 to the 23^{d} of December 1728.....	7 „ 10 „ —
N° (92)	To Willm Bradford for printing of the Votes &^{c} in the year 1727 as appears by the printed Votes of the Assembly in February 1727 the sum of...	24 „ — „ —

At a Council held at Burlington January ye 20th 1728

Present

His Excellency John Montgomerie Esqr Governour &^{c}

Peter Bass
John Wills } Esq^{rs}
James Smith

Mr John Allen Treasurer of the Western Division of New Jersey delivered to this Board the sum of four hundred & fifty eight pounds nine shillings and six pence proclamation Money in ye following bills being in full of the Monies directed to be raised out of the Western Division of this Province for the Year one thousand seven hundred and twenty seven by Virtue of an Act Intituled an Act for an Additional Support of this Government and making Current forty Thousand pounds in Bills of Credit for that and other purposes therein mentioned

Bills cancelled according to the Act of the Assembly

	£.	s.	d.
Forty bills at Six pounds each...	240	—	—
One hundred bills at thirty Shillings each.....	150	—	—
One hundred bills at twelve Shillings each.....	60	—	—
Eleven bills at fifteen Shillings each.....	8	5	—
One bill at three Shillings.....	—	3	—
One bill at one Shilling and Sixpence	—	1	6
Summa.....	£458	9	6

All which bills were cancelled before this Board according to the Directions of the said Act of Assembly and of one other Act of Assembly entituled an Act concerning the Appointment of Commissioners of the Loan Offices and concerning the sinking of four thousand pounds in Bills of Credit

Att a Council held at Elizabeth Town Point the first day of September in the third year of his Majestys Reign Annoq Dom. 1729.

Anno 1729 Present

His Excellency John Montgomerie Esq[r] Captain Generall & Governor &c.

John Hamilton, John Parker, James Smith } Esq[rs]

James Alexander, Cornelius Van Horne } Esq[rs]

Writts of Electing Representatives ordered

His Excellency with the Advice of the Council Ordered Writts of Electing Representatives for the Gen[ll] Assembly of this Province bearing teste this day, Returnable the Second Tuesday in October next to meet at Perth Amboy.

His Excellency in Council Signed the following Warrants, Viz[t]

		£	s	d
No 93 Warrt for the Governrs Sallary a Quarter	To his Excellency Warrant a Quarters Sallary begining the 23[d] of December 1728 to the 23[d] of March following.....	125	0	0
No 94 Warrt for ye Chief Justice Sallary	To Thomas Farmar Esqr, Chief Justice for a quarters Sallary commencing the 23[d] Decemb[r] 1728 to the 23[d] March following.....	50	0	0
No 95 Warrt for Another Quarr Salary to the Governour	To his Excellency for a Quarter Sallary comenceing from the 23[d] March 1728 to the 23[d] day of June 1729.....	125	0	0
No 96 Another for the Chief Justice	To Thomas Farmar as Chief Justice for a Quarters Sallary as Supra.....	50	0	0

No 97. Warrt to the Second Judge	To Peter Bard as Second Judge a half years Sallary commencing the 23d December 1728 to the 23d June 1729.....	25	0	0
No 98. Warrt to the Treasr of East Jersey	To Michael Kearney as Treasurer for half a years Sallary commencing the 23d Decemr 1728 To ye 23d day of June 1729..	25	0	0
99. Warrt to the Treasr of West Jersey	To John Allen as Treasurer for half a Years Sallary ut Supra,	25	0	0
100. Attorney Generals Warrant	To Law: Smith as Attorney Generall for half years Sallary ut Supra.....	25	0	0
101. Clerk of the Circuits Warrant	To James Smith as Clerk of the Circuits for Ditto from Ditto to Ditto.....	15	0	0
102. Clerk of ye Councills Warrant	To James Smith Clerk of the Council for Ditto from Ditto to Ditto.....	15	0	0
103. Secretary's Warrant	To James Smith according to the Votes of the Assembly for half Year Commencing the 10th November 1728 to the 10th May 1729.....	12	10	0
104. Doorkeeper of the Council's Warrt	To John Avory as Doorkeeper of the Council for half a Years Sallary Commencing the 23d day of December 1728, and ending the 23d day of June 1729.....	5	0	0
105. Chief Justices Warrt	To Thomas Farmar Esqr as Chief Justice for Two months and Seven days Sallary Commencing from the 23d Day of June 1729 & Ending the 1o day of September 1729.....	37	10	0

Proclamation Orderd on Petition of the proprs

Upon the Petition of the Council of Proprietors to his Excellency, Ordered, that a new Proclamation do Issue Pursuant to the prayer of the Petition[rs]

Att a Council held for the Province of New-Jersey on Thursday the 7th May 1730

Present

His Excellency John Montgomeries Esq[r] Governour &c.

John Hamilton
John Parker
John Johnston
} Esq[rs]

M[r] James Hude and M[r] Eaton waited on his Excellency and acquainted him that Twenty one of the Representatives[1] were met together and desired to know of him when they should wait upon him. to whom his Excellency answered, he would be ready to receive them Immediately and in a Short time they waited upon his Excellency and quallified themselves by takeing the Oaths and Affirmation &c. appointed by Law to be taken.

Representatives Meet and are Qualifyed by taking the Oaths &c.

Then his Excellency desired them to return and Chose their Speaker and present him for his Approbation at four o'clock this afternoon.

They are desired to choose a Speaker

P. M. Then the Representatives Returned and Presented their Speaker viz[t] John Kinsey Jun[r] who his Excellency was pleased to approve off, and then Read his Speech to them in the words following

Speaker chosen presented & approved

[1] The following were the members of the Tenth Assembly: *City of Perth Amboy*—John Johnston (died and succeeded by Andrew Johnston), Gabriel Stelle; *County of Middlesex*—John Kinsey, James Hude; *Monmouth*—John Eaton, James Grover; *Essex*—John Cooper, Benjamin Price; *Somerset*—Isaac Van Zandt (superseded, and Peter Dumont elected in his stead), George Van Este; *Bergen*—Peter Sonmans, Lawrence Van Buskirk; *City of Burlington*—Isaac Pearson, Richard Smith; *County of Burlington*—Mahlon Stacy, Joshua Wright; *Gloucester*—William Harrison, Joseph Cooper; *Salem*—James Whitten (died and succeeded by William Hancock), John Brick; *Cape May*—Aaron Leaming, Henry Young; *Hunterdon*—John Porterfield, Joseph Stout.

Gentlemen

It is with great pleasure I meet with this Assembly because it gives me an oppertunity of convincing you and your Constituents that I have the Prosperity of New Jersey Sincerely at heart and gives you an Occasion of Expressing your Loyallty Fidelity and gratitude to the best of Kings.

Governours Speech

His Majesty who during the whole Course of his Reign has Shewn a Constant and unwearied Care to promote the ease and happiness of his Subjects, and a tender concern for the welfare of his Remotest Dominions has Commanded me to have a Strict regard for all your Rights and priviledges and has fully Instructed me to Concur with you in everything that is for the real good and advantage of the Province particularly the encouraging of your Trade and Manufactures

Governour's Speech.

He expects on your part that you will Support his Government by Settling upon him a Revenue in as ample a manner and for as Long a Time as former Assemblys have given it to his Predecessors.

I do earnestly desire you to Shew on this Occasion such temper and unanimity as is becoming the Representatives of so Considerable a people, that will Certainly be the most Effectuall way of Serving Your Country and the recommending your Selves to his Majestys Royall Favour.

Governour's Speech.

JOHN MONTGOMERIE

A. M. May ye 8th 1730

A Message to his Excellency from the house of Representatives by Mr William Harrison and Mr Henry Young who brought with them three of the Representatives to be qualifyed before his Excellency. vizt Mr Aaron Leaman[1] John Brick and James Whitten, who qualify'd themselves accordingly.

Aaron Leaman & John Brick qualifyed as Representatives

[1] Leaming.

A. M. May ye 19th 1730

A Message from his Excellency from the house of Representatives by Mr John Eaton and James Hude wherein they Informed his Excellency that some of their Members are under a Necessity to attend the Supream Court which is the next Week, ther'fore desire the favour of him either to adjourn them, or to give them leave to adjourn themselves untill the 19th of this Instant to which his Excellency replyed y^t^ he would concur with them to any thing they thought proper for any of their Conveniencys, therefore gave them Leave to adjourn themselves accordingly.

House of Representatives desire, And obtain leave to Adjourn

A. M. May ye 21st 1730.

A Message from the house of Representatives by Mr Hude Mr Van buskirk Mr Sonmans and Mr Harrison to know of his Excellency when he will be Pleased to be attended by the house with their Address to which Message his Excellency Answered he would be ready to Receive them at Three o'clock this Afternoon.

A Message from the representatives relating to their Address.

P. M. May 21st 1730

Att A Council then held at Perth Amboy for the Province of New Jersey

Present

His Excellency John Montgomerie Esqr Gover^r^ &c

John Hamilton
John Johnston
John Hugg
Cornelius Van Horne
} Esq^rs^

The House of Representatives attended his Excellency in Council with their Adress which was Accordingly presented to his

House of Representatives attend with their Address

Excellency in Council and read by Mr Speaker in the following words vizt—

The Address of the H. off Representatives

To his Excellency John Montgomerie Esqr Capt Generall and Governour in Chief of New Jersey New-York and Territories thereon depending in America and Vice Admiral of the same &c.

May it Please your Excellency

Wee his Majestys Dutifull and Loyall Subjects the Representatives of the Province of New Jeasey in General Assembly Convened, gladly Embrace the Opportunity given us of Expressing our Fidelity Loyalty and gratitude to the best of Kings.

His Majestys Care to promote the ease & happiness of his Subjects and his Concern for his remotest Dominions are Conspicuous.

Assemblys Address

His Directing Your Excellency to have a Strict Regard to all our Rights & Priviledges, his having fully Instructed you to Concur with us in every thing that is for the good & advantage of the Province, are repeated Instances of His Royall Goodness, and as your Excellency has been pleased to Intimate You have the prosperity of this Province Sincerely at heart, it Leaves us no Room to Doubt but that you will Exert the Powers and Authoritys Reposed in you as often as the Publick good shall require, and naturally Excites us on our part to declare that we, as in duty and gratitude bound, are equally ready & willing to Support his Majestys Government by Settleing upon him a Revenue in as ample a manner and for as Long a time as former Assemblys have given it to his Predecessors

We thank your Excellency for the wholesome advice you are pleased to bestow upon us & are very sensible, that Zeal without Temper is very pernicious to human Society but We hope on all occasions we shall behave ourselves as becomes the Representatives of this Province. And we are intirely

of your Excellencys opinion that it will be the most Effectual way of Serveing our Country and recommending ourselves to his Majestys Royal favour.

By order of the House

JOHN KINSEY Junr Speaker

Divers of the Members of this Assembly being of the People called Quakers Concur to the Matter & Substance of this Adress but have some Exceptions to the Stile

Gentlemen

The Loyalty you Express to the King gives me the Greatest Satisfaction. You may depend upon his Majestys Constant care to promote your ease and welfare: and I take this opportunity of Assuring you, that as it is my duty, So I shall think it my particular happiness to advance the Intrest and Prosperity of this Province

Governours reply to the Assemblys Address

J. MONTGOMERIE

Att a Council held at Perth Amboy for the Province of New Jersey on Thursday the 28th May 1870. [1730]

Present

His Excellency John Montgomerie Esqr Gover^{r} &c.

John Anderson, John Hamilton, John Parker, John Johnston } Esq^{rs}

John Hugg, Peter Bard, John Reading, James Smith, Cornelius Van Horne } Esq^{rs}

James Smith Esqr laid before this Board a Comission under the great Seal of Great Britain Constituting and appointing him Secretary of his Majestys Province of New Jersey which was ordered to be read, And then he took the oaths according to law.

The Secretary produces his Commson and is sworn

Message, & first reading of the bill Entit: An act for Securing the Freedom of Assembly

A Message from the House by Mr Pearson and Mr Harrison with a Bill Entituled an Act for Securing the Freedom of Assemblys to which they Desire the Concurrence of this Board. Which was read the first time and ordered a Second Reading.

Att a Council held at Perth Amboy June ye 2^d 1730.

Present

His Excellency John Montgomerie Esqr Governour &^c

John Hamilton
John Parker
John Johnston
Peter Bard
James Smith
} Esq^rs

Second Reading & Committing the Bill abovesaid

The Bill Entitled An Act for Securing the Freedom of Assemblys was Read a Second time and Committed to the Gentlemen of the Council or any five of them.

Bill entit: An Act for building a Goal &c in Monmouth &c. First read

A Message from the house of Representatives by Mr Eaton and Mr Grover with a Bill Entitled an Act for the Building of a Court house and Goal in the County of Monmouth, to which they Desire the Concurrance of This Board, which was read the first time and ordered a second reading.

First Reading of the Bill Entit. An Act for the more Speedy recovery of Legacys.

A Message from the house of Representatives by Mr Stacy & Mr Pearson with a Bill Entitled An Act for the more Speedy Recovery of Legacies that have been or may be given in this Province to which they Desire the Concurrence of this Board which was Read the first time and ordered a Second Reading.

Assembly desire a Committee of Council to joyn them to examine the treasurers Accts.

A Message from the House by Mr Porterfield and Mr Hude to acquaint the Governour and Council their house desires of this Board to appoint a Committee of the

Council to joyn a Committee of the house to Inspect the Treasurers accounts.

Committee Appointed to Inspect the Treasurers Accompts.

Ordered that John Hamilton. John Parker John Johnston Peter Bard. James Smith Esq[rs] or any three of them be a Committee of Council to Joyn a Committee of the house of Representatives to Inspect the Treasures Accounts, And that they meet for that Purpose at the House of Andrew Hays to morrow at five of the Clock in the afternoon and that M[r] Secretary, do acquaint the house of Representatives herewith.

Ordered that the said Committee have power to send for Persons & Papers.

The Governour in Council Signed the following Warrants.

Governours Warrt. Signed

N° 106 To his Excellency for a Quarters Sallary Commenceing the 23[d] day of June 1729 to the 23[d] day of September following..... £125 „ 0 „ 0

Warrt. to Second Judge.

N° 107 To Peter Bard Esq[r] a quarters Sallary as Second Judge Commenceing the 23[d] day of June 1729 to the 23[d] Septem[r] following..... 12 „ 10 „ —

Treasurers Warrt.

N° 108. To Michael Kearny a Quarters Sallary as Treasurer, Commenceing the 23[d] day of June 1729 To y[e] 23[d] of Septem[r] following..... 12 „ 10 „ —

Treasurers Warrt.

N° 109 To John Allen a quarters Sallary as Treasurer Commenceing the 23[d] Day of June 1729 to the 23[d] of September following..... 12 „ 10 „ —

N° 110 Attorney Genls Warrt.	To Lawrence Smith a quart^{s} Sallary as Attor^{y} Gen^{ll} Commencing the 23^{d} day of June 1729 To ye 23^{d} September following.....	12 „ 10 „ —
N° 111 Doorkeepers Warrt.	To John Avory as Doorkeeper to the Council Commencing the 23^{d} day of June 1729 to ye 23^{d} day March following.....	7 „ 10 „ —
N° 112 Governours Warrt.	To his Excellency for a Quarters Sallary Commencing the 23^{d} day of September 1729 to ye 23^{d} Decem^{r} following.....	125 „ 0 „ 0
N° 113 Ch. Justice's Warrt.	To Robt Lettis Hooper Esqr for three Months & Twenty three days Sallary as Chief Justice Commencing the 1st day of Septem^{r} 1729 to the 23^{d} day of Decem^{r} following.....	62 „ 10 „ —
N° 114 Governours Warrt.	To his Excellency for a Quart^{s} Sallary Commencing the 23^{d} December 1729 to the 23^{d} March following.....	125 „ 0 „ 0
N° 115 Second Judge's Warrt.	To Peter Bard Esqr half a Years Sallary as Second Judge Commencing 23^{d} of September 1729 to the 23^{d} of March following.....	25 „ 0 „ 0
N° 116. Secretary's Warrt	To James Smith Esqr a Years Sallary as ℔ Vote of the 19th of January 1727 Commencing the 10th November 1728 to ye 10th day of Novem^{r} 1729.....	25 „ 0 „ 0

Treasurer's Warrt	N° 117	To John Allen half a Years Sallary as Treasurer Commencing the 23d day of September 1729 to the 23d March following.....	25 „	0 „ 0
Treasurers Warrt	N° 118.	To Michael Kearny half a Years Sallary as Treasurer Commencing the 23d Day of September 1729 To the 23d of March following.....	25 „	0 „ 0
Ch: Justice's Warrt	N° 119.	To Robert Lettis Hooper Esqr a quarters Sallary as Chief Justice Commencing the 23th day of Decemr 1729 to the 23d March following....	50 „	0 „ 0
Attorney Genlls Warrt	N° 120	To Lawrence Smith Esqr half a Years Sallary as Attorney Genll Commencing ye 23d day of September 1729 To the 23d day of March following.....	25 „	0 „ 0
Secretary's Warrt	N° 121.	To James Smith Esqr three quarters of a years Sallary as Clerk of the Circuits Commencing the 23d day of June 1729 To the 22d day of March following.....	22 „	10 „ 0
Secretary's Warrt	N° 122.	To James Smith Esqr three quarters of a Year Sallary as Clerk of the Council Commencing the 23d day of June 1729 To the 23d day of March following.....	22 „	10 „ —

Att A Council held at Perth Amboy June ye 9th 1730.

Present

His Excellency John Montgomerie Esqr Govern^r^ &c.

John Hamilton, John Parker, John Johnston } Esq^rs^

Peter Bard, James Smith, Cornelius Van Horne } Esq^rs^

Second Reading & Committing the Bill Ent: An Act for building A Goal &c In Monmouth.

The Bill Entitled An Act for Building a Court house and Goal in the County of Monmouth was Read the Second time and Committed to the Gentlemen of the Council or any five of them.

Second Reading And Committing ye Legacy Bill.

The Bill Entitled An Act for the more Speedy recovery of Legacys that have been or may be given in this Province was read the Second time and Committed to the Gentlemen of the Council or any five of them

Leave given to bring in a Militia Bill

Cornelius Van horne prayed leave of this Board to bring in a bill for settling the Militia of this Province which was Read the first time and Ordered a Second Reading

Bill for regulating Fences, first read

A Message from the house of Representative's by Coll Cooper and Mr Price with a bill Entitled An Act for Regulating of Fences, to which they desire the Concurrence of this Board, which was read the first time and Ordered a Second Reading.

Bill for regulating Ordinarys First read

A Message from the house of Representatives by Mr Hude and Mr Pearson with the Bill Entitled An Act for the Amendment of An Act for regulating of Ordinarys, to which they Desire the Concurance of this Board which was Read the first time and Ordered a Second Reading.

Att a Council held at Perth Amboy June 10th 1730.

Present

His Excellency John Montgomerie Esqr Governr &c.

John Anderson, John Hamilton, John Johnston, Peter Bard — Esqrs

John Reading, James Smith, Cornel Van Horne — Esqrs

Bill for building A Court house &c in Monmouth. reported And agreed to as Amended.

Major Johnston Chairman of the Committee To whom was referred the Bill Entitled An Act for Building a Court House and Goal in the County of Monmouth, Reported that they had gon through the said Bill and made some amendments thereto which he was Ready to report, when this Board will please to receive the same.

The said amendments were read, and agreed to by this Board.

The said Bill with the amendments was read the third Time and passed this Board as amended.

And Ordered to be Carryed to the house of Rep. for Concurrence

Ordered that Coll Johnston do carry the said Bill with the amendments to the house of Representatives and desire their Concurrence thereto.

The Bill Entitled An Act for settling the Militia of this Province was Read ye Second time & Committed to the Gentlemen of the Council or any five of them.

Fence Bill read a Second time & Committed

The Bill Entitled An Act for Regulating of Fences was Read the second time and Committed to the Gentlemen of the Council or any five of them

Ordinary Bill, read & Committed

The Bill Entitled An Act for the amendment of an Act for Regulating of Ordinarys was Read a Second time and Committed to the Gentlemen of the Council or any five of them

leave given for A Bill to regulate Carts & Waggons.

Coll Anderson prayed Leave of this Board to bring in a Bill for Regulating of Carts and Waggons, which was read the first time and Ordered a Second Reading.

Leave given to bring A Bill for An additional Support &c.

Coll: Hamilton prayed Leave of this Board to bring in a bill Entituled an Act for an Additional Support of this his Majesty's Government Laying a duty on all Copper Oar Exported out of this Province of New Jersey unto any other place then the Kingdom of Great Brittain which was Read the first time and ordered a Second Reading.

First reading

Att a Council held at Perth Amboy June 11th 1730.

Present

His Excellency John Montgomerie Esqr Governr &c

John Anderson
John Hamilton
John Johnston
} Esqrs

Peter Bard
John Reading
James Smith
} Esqrs

Committee Report the Militia Bill

John Reading Esqr Chairman of the Committee to whom was Referred the Bill Entituled An Act for Settling the Militia of the Province of New Jersey, Reported that they had gon through the said Bill which he was ready to Report when this Board would please to Receive the Same.

Militia Bill passed &

Ordered that the reporte be made immediately which was done, the said Bill was Read the third time & Passed this Board.

Sent to the house of Rep for convenience[1]

Ordered that John Reading Esqr do Carry the said Bill to the house of Representatives, and desire their Concurrence thereto

[1] Concurrence.

Second Reading & Committing of the Bill relating to Carts &c.

The Bill Entitled the Act for Regulating the width of Carts and Waggons was Read the Second Time and Committed to the Gentlemen of the Council or any five of them

Bill for Securing the Freedom of Assemblys reported with amendmts &

Peter Bard Esqre Chairman of the Committee to whom was referred the Bill Entitled An Act for Securing the Freedom of Assemblys reported that they had gon through the said Bill and made some Amendments which he was ready to report when they would please to receive the same.

Ordered that the report be made Immediatly

Agreed to & passd on a third reading

The said Amendments was read and agreed to by this Board.

The said Bill with the Amendments was read the third time and passed this Board as Amended

Sent to the House of Repr for their Concurrence.

Ordered that Mr Bard do Carry the said Bill with the Amendments to the house of Representatives and desire their Concurrence thereto.

Bill for an additional Support &c. read the Second time & Comited

The Bill Entituled An Act for an additionall Support of the Government of this Province and Laying a Duty on all Copper Oar Exported out of the same to any of the Brittish Plantations in America was read a Second time and Committed to the Gentlemen of the Council or any five of them.

Bill for preventing of Lotterys &c first Read

The Bill for Preventing of Lotterys and for Regulating of Pedlars was Read the first time and ordered a Second Reading

Att a Council held at Perth Amboy June 16th 1730

Present

His Excellency John Montgomerie Esqr Governr &c

John Anderson, John Hamilton, John Parker, John Johnston } Esqrs

Peter Bard, John Reading, James Smith } Esqrs

A message from the house of Representatives by Mr Harrison & Mr Cooper to acquaint this Board that they have agreed to the amendment made by the Council to the Bill Entitled An Act for securing the Freedom of Assemblys and order'd the same to be Engrossed

A message importing the Assemblys Agreemt to the Amendmt made to the Bill for Securing the Freedom of Assemblys &c

A message from the House of Representatives by Mr Eaton and Mr Grover to acquaint this Board they have agreed to the amendments made by the Council to the Bill Entitled An Act for Building a Goal and Courthouse in the County of Monmouth and ordered the same to be Engrossed.

The like message relating to the Bill For building a Court house &c in Monmouth

The Bill Entitled An Act for the Preventing of Lotteries & for Regulating of Pedlars was Read a Second time and Committed to the Gentlemen of the Council or any five of them

Lottery Bill Committed

Att a Council held at Perth Amboy June 17th 1730.

Present

His Excellency John Montgomerie Esqr Governr &c

John Anderson, John Hamilton, Peter Bard } Esqrs

John Reading, James Smith } Esqrs

Bill relating to Carts, &c. Reported, agreed to, & pass'd on the third Reading.

Mr Anderson Chairman of the Committee to whom was referred the Bill Entituled an Act for Regulating the Distance of the Wheels of Carts and Waggons in this Province reported that they had gone through the said Bill without any Amendment. The said Bill was read the Third time and pass'd by this Board.

Sent to the House of Representatives For Concurrence.

Ordered that Mr Anderson do Carry the said Bill to the House of Representatives and desire their Concurrence thereto.

Additional Support Bill, Reported, Agreed to And pass'd on the third Reading.

Mr Hamilton Chairman of the Committee to whom was Referred the Bill Entitled an Act for an additional Support of this Province, and Laying a Duty on all Copper oar Exported out of the Same to any of the Brittish Plantations in America, reported they had gone through the said Bill without any Amendment which was read the third time & pass'd by this Board.

Additional Support Bill sent to the House of R for Concurrence

Ordered that Mr Hamilton do Carry the said Bill to the House of Representatives and desire their Concurrance thereto.

Bill entitled An Act for Regulating Ordinarys, Reported Amended, Agreed to

Mr Reading Chairman of the Committee to whom was Referred the Bill Entitled an Act for the Amendment of an Act for Regulating of Ordinarys Reported they had gon through the same and made some Amendments thereto, which were Read and agreed to by this Board.

Sent to ye House of Rep. for Concurrence.

Ordered that Mr Reading do Carry the Said Bill with the Amendments to the house of Representatives & desire their Concurrence thereto

Lottery Bill reported Agreed to & pass'd with't any Amendment

Mr Bard Chairman of the Committee to whom was Referred the Bill Entitled An Act for the preventing of Lotteries and for Regulating of Pedlars

Reported they had gon through the same without any Amendment which was read the third Time and passed by this Board.

Order to Acquaint the House of Repr. therewith

Ordered M[r] Bard do acquaint the house of Representatives therewith.

Bill relating to Small Stone Horses First read.

A Message from the house of Representatives by M[r] Stout and M[r] Vanzandt with a Bill Entitled an Act for Preventing Small Stone Horses Running at Large, which was Read the First time and ordered a Second Reading.

Att a Council held at Perth Amboy June 19th 1730.

Present

His Excellency John Montgomerie Esq[r] Govern[r] &[c]

John Anderson, John Hamilton, John Parker, John Johnston } Esq[rs]

Peter Bard, John Reading, James Smith } Esq[rs]

Bill relating to Small Stone horses read a Second time & Committed

The Bill Entitled an Act preventing Small Stone Horses Running at Large was Read the Second time, and Committed to the Gentlemen of the Council or any five of them.

Fence-Bill reported Amended Agreed to, past, &

M[r] Smith Chairman of the Committee to whom was referred the Bill Entitled an Act for Regulating of Fences reported that they had gon through the said Bill and made Some Amendments thereto, which was read & agreed to by this Board.

Sent to the house of Repr. for Concurrance

Ordered the said Bill do pass as amended and that M[r] Smith do Carry the said Bill to the house of Representatives and desire their Concurrence thereto.

A Naturalization Bill brought in & First Read &c.

A message from the House of Representatives by M[r] Stout and M[r] Porterfield with a

Bill, Entitled an Act for the Better Enabling Divers Inhabitants of New Jersey to hold Lands and Invest them with priviledges of naturall born Subjects, of this Province was Read the first time and Ordered a Second Reading.

A Bill for establishing a Ferry att Salem First read, &c

A Message from the house of Representatives by Mr Whetten[1] and Mr Young with a bill Entitled an Act for Establishing a ferry from Peter Inloes in the County of Salem to New Castle County on the West Side of Delaware was read the first time & ordered a Second reading.

A Bill for Naturalizing Christina Elrington &c. First read &c.

A Message from the house of Representatives by Mr Sonmans and Mr Harrison with a bill Entitled An Act for Naturalizing Christina Elrington and Susanna Roeters which was Read the first Time and Ordered a Second Reading.

Bills of Credit brought in And Cancelled According to An Act Entitled &c.

Michael Kearny Treasurer of the Eastern Division Delivered to this Board the Sum of Four hundred & Eighty four pounds Eight shillings & Six pence of the Old Bills of Credit of this Province being part of the four thousand pounds raised by virtue of an Act of the Generall Assembly of this Province Entitled an Act for an additional Support of Government and making currant Fourty Thousand pounds, for that and other purposes therein mentioned, & directed to be Cancelled in Council, which Bills were accordingly Cancelled and are as followeth Viz—

One Bundle Containing	131	bills at £3 „ each,	£393 „ — „ —
	28	Bills @ 1 „ 10.	42 „ — „ —
	26	D° @ 15/	19 „ 10 „ —
	19	D° @ 12/.	11 „ 8 „ —
	30	D° of 6/.	9 „ — „ —
	22	D° of 3/.	3 „ 6 „ —
	47	d° of 1/6	3 „ 10 „ 6
	54	d° of 1/.	2 „ 14 „ —
			£484 „ 8 „ 6

[1] Whitten.

Att a Council held at Perth Amboy June 22d 1730.

Present

His Excellency John Montgomerie Esqr Goverr &c.

John Hamilton, John Parker, John Hugg } Esqrs

Peter Bard, James Smith } Esqrs

Stone Horse Bill reported, Agreed to & passed on the third Reading.

Mr. Smith Chairman of the Committee to whom was referred the Bill Intitled an Act for preventing Small Stone Horses running at Large Reported that they had gon through the said Bill without any Amendments which was Read the third time and pass'd this board

Sent to ye House of R. for Concurrence

Ordered that Mr Smith do Acquaint the house of Representatives therewith.

Ferry Bill committed on a Second Reading

The Bill Entitled An Act for Establishing a Ferry from Peter Inloes in the County of Salem to New Castle County on the West side of Delaware was read a Second time, & Committed to the Gentlemen of the Council or any five of them.

The Bill Entitled An Act for Naturallizing Christina Elrington and Susanna Roeters was Read a Second time & Committed to the Gentlemen of the Council or any five of them.

The Bill for Naturalizing Christina Elrington and others On Second reading are Committed

The Bill Entitled An Act for the Better Enabling Divers Inhabitants of this Province of New Jersey to hold Lands and Invest them with Priviledges of Naturall Born Subjects of the said Province was read a Second time and Committed to the Gentlemen of the Council or any five of them.

Att a Council held at Perth Amboy June 25th 1730.

Present

His Excellency John Montgomerie Esqr Governr &c

John Hamilton, John Parker, John Hugg } Esqrs

Peter Bard, James Smith } Esqrs

Naturalization Bill: reported & agreed to with Amendmts

Mr Hugg Chairman of the Committee to [whom] was Referred the Bill Entitled an Act for Enabling divers Inhabitants of the Province of New Jersey to hold Lands and Invest them with Priviledges of Naturall born Subjects of the said Province, reported they had gon through the said Bill and made Some Amendmts thereto, which was Read and agreed to by this Board.

And passed as so amended

The said Bill with the Amendments was Read the third time and passed this Board as amended.

Sent to the house for Concurrence

Ordered that Mr Hugg do Carry the said Bill with the Amendments to the house of Representatives and desire their Concurrence thereto.

Fence Bill Sent hither From the house, Agreed to by them with Amendmts &c.

A Message from the house of Representatives by Mr Cooper and Mr Price with the Bill Entitled An Act for Regulating of Fences with the Amendments made by the house of Representatives to the Amendments of the Council which Amendmts were read and agreed to by this Board.

Ordered to be engrossed.

Ordered the said Bill be Engrossed as Amended and that Mr Smith do acquaint the house of Representatives therewith.

Bill relating to Wolves &c brought & First read.

A Message from the house of Representatives by Mr Grover and Mr Eaton with a Bill Entitled An Act to Encourage the Killing Wolves and Panthers was read the first Time and ordered a Second Reading.

Att a Council held at Perth Amboy June 27th 1730.

Present

His Excellency John Montgomerie Esqr Governour &c

John Hamilton, John Parker, John Hugg } Esqrs

Peter Bard, James Smith, James Alexander } Esqre

Wolf Bill on a Second Reading Committed.

The Bill Entitled An Act for Killing of Wolves and Panthers was read a Second time & Committed to the Gentlemen of the Council or any five of them

A Bill for making Currt £20,000 in Bills of Creditt, brought & first read &c.

A Message from the house of Representatives by Mr Stacy Mr Wright, Mr Cooper Mr Harrison & Coll. Cooper with a bill Entitled An Act to enable the Inhabitants of this Colony to Support Government discharge Engagements in the Loan Office and for Releiving their own Majestys by makeing Currant Twenty Thousand Pounds in Bills of Credit was Read the first time and Ordered a Second Reading.

Petition of Jamima Westerton refferred to the Supr Court next.

The Petition of Jemima Westerton was read and is Recommended to the next Supream Court at Amboy to do therein what is agreeable to Justice.

Att a Council held at Perth Amboy June 30th 1730.

Present

His Excellency John Montgomerie Esqr Govr &c

John Hamilton, John Parker, John Hugg } Esqrs

Peter Bard, James Smith } Esqrs

Legacy Bill reported Amended Agreed to & passd on a third Reading

Mr Parker Chairman of the Committee to whom was Referred the Bill Entitled an Act for the more Speedy Recovery of Legacys that have been or may be given in this

Province Reported they had gon through the said Bill and made some Amendments thereto which was Read and agreed to by this Board. The said Bill with the Amendments was Read the third time and pass'd this Board as amended.

Sent to the House for Concurrence

Ordered that M[r] Parker do Carry the s[d] Bill with the Amendments to the house of Representatives and Desire their Concurrence thereto.

Paper-money Bill, Comitted on a Second Reading.

The Bill Entitled An Act to Inable the Inhabitants of this Colony to Support Goverment &c was Read the Second time & Committed to the Gentlemen of the Council or any five of them.

A Bill for vesting the estate of the Earl of Melford in trustees, brought & first read &c

A Message from the house of Representatives by Doct[r] Johnston & M[r] Porterfield with a Bill Entitled an Act for vesting Certain Lands & Tenements in the Province of New Jersey late of the Estate of John Drummond Earl of Milford[1] In Trustees for the payment of a Debt to Alexander Porterfield Esq[r] of that Part of great Brittain Called Scotland was read the first time & ordered a Second Reading.

A Message from the house of Representatives by M[r] Smith and M[r] Pearson with a bill Entitled an Act to Restore the Inhabitants of Burlington to Divers Rights and Priviledges, was Read the first time & ordered a Second Reading.

Att a Council held at Perth Amboy July 2[d] 1730.

Present

His Excellency John Montgomerie Esq[r] Governour &[c]

John Hamilton, John Parker, John Hugg, Peter Bard } Esq[rs]

James Smith, James Alexander, Cornelius Van Horne } Esq[rs]

[1] A sketch of this person is given in Whitehead's East Jersey, 173.

Paper-Money Bill Reported, Amended, Agreed to and passd on a third reading

Mr Van Horne Chairman of the Committe to whom was Referred the Bill Entitled an Act to Enable the Inhabitants of this Colony to Support Government &c reported they had gon through the said Bill & made some Amendments thereto which was read and agreed to by this Board. The said Bill with the Amendments was Read the Third time & pass'd by this Board.

Sent to the House For Concurrence

Ordered that Mr Vanhorne do Carry back the said Bill with the Amendments to the house of Representatives and Desire their Concurrence thereto.

Wolf-Bill, reported Agreed to And passed On a third reading

Mr Bard Chairman of the Committee to whom was referr'd the Bill Entitled An Act to Encourage the Killing of Wolves, reported they had gon through the said Bill without any Amendments The said Bill was read the third time & pass'd by this Board.

House of R. ordered to be acquainted therewith.

Ordered that Mr Vanhorne do acquaint the house of Representatives therewith.

Amendmts made by ye house, to the Amendts of Council in ye Legacy-Bill agreed to &c.

Ordered that Mr Parker do acquaint the House of Representatives that this Board have agreed to the Amendments made by the house to the Amendments of the Council to the Bill Entitled an Act for the more Speedy Recovery of Legacys &c. And that Mr Parker do acquaint the house of Representatives therewith.

Bill for vesting the Late Earl of Drumonds Estate &c: Committed on a Second reading

The Bill Entitled An Act for vesting Certain Lands & Tenements in the Province of New Jersey late the Estate of John Drummond Earl of Melford &c: was Read the Second time & Committed to the Gentlemen of the Council or any five of them.

Bill relating to Highways and Bridges brought in & First read &c.

A message from the house of Representatives by M[r] Vanest and M[r] Hude with the Bill Entitled a Supplementary Act Entitled An Act for the Amendm[t] of the Law Relating to high ways & bridges was Read the first time and ordered a Second Reading

A Bill for imposing a duty on Convicts brought & first read &c

A Message from the house of Representatives by M[r] Harrison & M[r] Lemon with the Bill Entitled An Act Imposing a Duty on persons Convicted of Heinous Crimes, and to Prevent poor & Impotent persons being Imported into this Province of New Jersey and for Amendment of the Law relating to Servants & Negroes was read the first time & ordered a Second Reading

Att a Council held at Perth Amboy July 4th 1730.

Present

His Excellency John Montgomerie Esq[r] Govern[r] &c

John Hamilton, John Parker, John Hugg } Esq[r]

Peter Bard, James Smith, James Alexander } Esq[rs]

The House of Reps request to be informd of ye progress of ye Board in the Bill for Naturalizing C. Elrington &c

A Message from the house of Representatives by M[r] Sonmans and M[r] Harrison to desire to be Informed what progress had been [made] in the Bill Entitled An Act for the Naturalizing of Christina Elrington and Susanna Roeters and the Bill for Establishing a Ferry from Peter Inloes in the County of Salem to New Castle County.

The like request relating to the Bill For Vesting

A Message from the house of Representatives by M[r] Porterfield & M[r] Leman,[1] to be Informed what Progress had been made in the Bill Entitled An Act for vesting the Estate of John Drummond late Earl of Melford &c.

[1] Leaming.

Bill for restoring rights to Burlington read a Second time & ordered to lye upon the Table.

The Bill Entitled An Act to Restore the Inhabitants of Burlington to divers rights & priviledges was Read the Second time.

Ordered that the said Bill being of an Extraordinary Nature do lye upon the Table

Convict Bill on a Second reading Committed.

The Bill Entitled An Act imposing a Duty on persons Convicted of heinous Crimes &c was Read the Second time and Committed to the Gentlemen of the Council or any five of them.

Bill relating to Highways. On a Second reading Committed.

The Bill Entitled A Supplementary Act &c was Read the Second time & Committed to the Gentlemen of the Council or any five of them.

The House wait on ye Govr with an appropriation Bill, which was first read &c.

The house of Representatives waited upon the Governour with the Bill Entitled an Act for app[rop]riating the moneys directed to be Raised by an Act Entitled An Act for the additional Support of this Government &c: and for Raising a further Support of Government for one Year, was Read the first time And Ordered a Second Reading.

P. M.

Present as above

Bill for Naturalizing C. Elrington reported. Amended & Agreed to

Mr Hugg Chairman of the Committee to whom was referred the Bill Entitled An Act for Naturalizing Christina Elrington & Susanna Roeters reported they had gon through the said Bill and made Some Amendments thereto, which was read & agreed to by this Board.

Sent to the House of R. for Concurrence

Ordered that Mr Hugg do carry the said Bill with the Amendments to the house of Representatives and Desire their Concurrence thereto.

Bill relating to Highways &c. reported Agreed to & passd &c

Mr Hugg Chairman of the Committee to whom was reported the Bill Entitled a Supplementary Act &c. Reported they had gon through the said Bill without any Amendment. The said Bill was Read the third time & passd by this Board.

Ordered that Mr Hugg do acquaint the house of Representatives therewith.

Ferry Bill reported Amended. Agreed to & passd

Mr Hugg Chairman of the Committee to whom was Referred the Bill Entitled An Act for Establishing a Ferry from Peter Inloes in the County of Salem &c: reported they had gon through the sd Bill & made some Amendments thereto, was Read & agreed by this Board. The said Bill with Amendments was Read the Third time and Pass'd this Board.

Ferry Bill sent to the House for their Concurrence

Ordered that Mr Hugg do Carry the said Bill with the Amendments to the house of Representatives and desire their Concurrence thereto.

Appropriation-bill On Second reading committed.

The Bill Entitled An Act for appropriating the money directed to be Raised by the Act Entitled An Act for the additional Support of Government &c. was Read a Second time & Committed to the Gentlemen of the Council or any five of them.

Incident-Bill, brought From ye House of R. & first read &c.

A message from the house of Representatives by Doctr Johnston & Coll. Cooper, with a bill Entitled An Act to Inforce the payment of the Incidental Charges of this Government out of the Intrest money by a former Law of this Province Subjected to future appropriations was Read the first time and order'd a Second Reading.

Instructions to the Committee who are to Cancell Bills of Creditt &c.

Ordered it be a direction to the Committee appointed to Joyn a Committee of the house of Representatives to Examine the Treasurers accounts that they Examine the money Can-

celled in Council and the Principall money Cancelled by the Justices and Freeholders of the Respective Countys in the Eastern Division and Delivered into the Treasurer of the said Division and the old money received by them in Exchange for new Bills and take an account of and Burn the Rest.

His Excellency and this Board observing the following Paragraph in the Copy of the Minutes of the Assembly of July the 4th Signed by the Clerk Viz^{t} Mr Sonmans reported that Mr Harrison & himself according to the order of yesterday wait'd on his Excellency with the message of the house Who was pleased to Say that the Council Should Set this morning, and he would Lay the said Naturalization Bill before them, and likewise the Bill for Establishing a Ferry from Peter Inloes in Salem County to New Castle County before them.

On observing a Misreport to the house of Repr. A message is ordered to rectify the same

His Excellency and this Board think it proper to Declare that the above is a misreport the said message was Delivered to his Excellency in Council. And that the Answer thereto was to this Purpose Viz^{t} That the said Bills had been so farr proceed[ed] upon in Council that they were now under Committment before a Committee of this Board.

Ordered that the Secretary carry a Copy to the Assembly.

A Committee appointed to revise the Chancery Ordinance

Ordered that the Gentlemen of the Council or any three of them be a Committee to revise the ordinance of fees for the Court of Chancery and to moderate the Same in Such manner as they Shall Judge agreeable to the Circumstances of this Province and do Consider of Remedies for any abuses that they may discover to have Crept into the Practice of the Court.

The Same Committee to Consider the Fees att Law & correct the same if Amiss

Ordered also that the Same Committee do take into Consideration the Ordinance of fees of the Courts of Law in order to Correct any thing they may find amiss therein.

Att a Council held at Perth Amboy July 6th 1730.

Present

His Excellency John Montgomerie Esqr Governour &c

John Hamilton, John Parker, John Hugg } Esqrs

Peter Bard, James Smith, James Alexander } Esqrs

Incident-Bill comitted On A Second reading

The Bill Entitled An Act to Inforce the Payment of the Incidentall Charges of this Government out of the Intrest Money by a former Law of this Province &c was read the Second time & Committed to the Gentlemen of the Council or any five of them.

Appropriation-bill read the third time & passed.

The Bill Entitled an Act for appropriating the money Directed to be raised by the Act, Entitled An Act for the Additional Support of this Government &c was Read the third time and pass'd by this Board

Ordered that Mr Alexander do acquaint the House of Representatives therewith.

P. M.

Incident-Bill reported & agreed to.

Mr Smith Chairman of the Committee to whom was referred the Bill Entitled an Act to Inforce the Payment of the Incidental Charges of this Governmt out of the Intrest money by a former Law of this Province Subjected to future appropriations, reported they had gon through the said Bill without any Amendment.

Incident-bill pass'd, And a message Ordered to Acquaint the house thereof.

The said Bill was Read the third time and passed by this Board.

Ordered that Mr Smith do acquaint the house of Representatives, that the Counoil have passed the said Bill without any Amendment.

Convict-Bill Reported Agreed to & pass'd On the third Reading

Mr Smith Chairman of the Committee to whom was Referred the Bill Entitled An Act Imposing a duty on persons Convicted of heinous Crimes &c. Reported they had gon through the said Bill and made Some Amendments thereto which were Read and agreed to by this Board.

The said Bill with the Amendments was Read the third time and passed by this Board.

Sent to the House of R. For Concurrence

Ordered that Mr Smith do carry the said Bill with the Amendments made thereto by this Board to the house of Representatives and desire their Concurrence thereto.

A message importing the House of Repr: disagree to ye Amendments of ye board to ye Ferry Bill.

A message from the house of Representatives by Mr Whitton and Mr Young who brought back the Bill Entitled An Act for Establishing a Ferry from Peter Inloes in Salem County to New Castle County, and acquainted this Board that the house disagree to the amendments made by the Councill.

The Board adhere to their amendmts.

Ordered that Mr Smith do acquaint the house of Representatives that the Council do adhere to their Amendments.

C. Elrington's Naturalization Bill As amended here agreed to by ye house of Rep.

A message from the house of Representatives by Mr Sonmans and Mr Vanbuskirk with the Bill for Naturalizing Christina Elrington & Susanna Roeters to acquaint this Board that the house have agreed to the Amendments made thereto by the Council.

Naturalization-bill brought into Councill

A Message from the house of Representatives by Mr Stout and Mr Vanzant with the Bill for the better Enableing divers Inhabitants of this Province of New Jersey to hold Lands.

A message from the house, relating to the Mistake before observed.

A Message from the house of Representatives by Mr Leeman and Mr Price to his Excellency and Council to Acquaint them that the Report made by Mr Sonmans relat-

ing to the Naturalization Bill, and the Bill for Establishing a ferry from Peter Inloes in Salem County to New Castle County was Rightly Delivered to this house, but that the Clerk by mistake made the Mis-Entry thereof.

Att a Council held at Perth Amboy July 7th 1730.

Present

John Anderson, John Hamilton, John Parker, John Hugg, Esqrs
Peter Bard, James Smith, James Alexander, Esqrs

Amendmt of ye Conviet Bill Amended by the house And here Agreed to &c.

A message from the house of Representatives with a Bill Entitled An Act Imposing a Duty on Persons Convicted of heinous Crimes &c. with an Amendment to the Amendment of this Board for the Concurrence of this Board, which Amendmt being Read was agreed to.

Order'd that Mr Smith do acquaint the house that this Board have agreed to their Amendments.

Att a Council held at Perth Amboy July 8th 1730.

Present

His Excellency John Montgomerie Esqr Governr

John Anderson, John Hamilton, John Parker, John Hugg, Esqrs
Peter Bard, James Smith, James Alexander, Esqrs

Porterfield Attends with his Witnesses relating to the bill for vesting Certain Lands &c.

Mr Porterfield Attending with his Witnesses to prove the Notification of An Act Entitled An Act for vesting Certain Lands & Tenements in the Province of New Jersey late the Estate of John Drummond Earl of

Melfort &c. Pursuant to his Majestys Instructions for that Purpose were Called in &c.

William Yards Affidavit relating thereto

William Yard being Sworn Saith that about the Beginning of April last he read an Advertizement at Trenton Church signifying M[r] Porterfield Intention to apply for the said Act by[1] cannot Say he saw it for three Sundays.

Richard Smiths affirmation concerning the Same Bill

Richard Smith being Informed Saith that four Weeks before the present Sessions M[r] Porterfield gave him an Advertisement Signifying he Intended to make applycation for the s[d] Act which advertizement he gave to George Willis who was going into the Church and desired him to Put it up at the door which as he heard afterwards he did but cannot say he saw it up.

Alexander Carns Oath to the same purpose as aforesd

Alexander Carnes being Sworn Saith that about the beginning of April Last, he Put up an advertizement at the Church of Perth Amboy Signifying that application was to be made for the said Act but Cannot Say it was up three Sundays.

On the Question carryed in the Negative

M[r] Porterfield & his Witnesses withdrawing this Board took the said Proof into Consideration and thereupon the Question was put whether it Proved a Complyance with his Majestys Instructions which was Carryed in the Negative.

A message from the house of Representatives by M[r] Cooper & M[r] Hude which is as followeth.

A message from the House of Represent. relating to the deficiencys in the publick accompts

It appearing to the house by the Report of the Committee appointed to joyn a Committee of the Council to Inspect the Treasurers Accounts, that there [are] Divers Deficiences Occasioned as well by the Collectors of Severall Countys of this Province [who] have not paid in their Quotas of the Respective Quotas due by virtue of Act Entitled

[1] But.

an Act for an Additional Act &c As also by the neglect of Severall Commissioners of the Loan Office of Severall Countys of this Province in not paying in their Principall and Intrest they ought to have Paid into the Treasurers by the Act aforesaid, And the house being Informed that some of the Commissioners pretended to detain the said Intrest money under pretence the same is due to them by the Act aforesaid Altho' the said Sallarys have been since altered by An Act of Generall Assembly of this Province. Therefore it is Ordered that Mr Cooper and Mr Hude wait on his Excellency & Council And acquaint them that this house apprehends that unless a Speedy Care be taken relating to the said Defficiencys it may be of Considerable hurt to the Province and an Injury to the Creditt of the Paper Currency thereof, And that this house intreats that that Board would Order Prosecution to be made against the Person delinquent unless the said Deficiences Shall be paid in such a reasonable time as that Board may appoint.

A prosecution desidered agt persons delinquent in respect to the publick Accts

The Governour Ordered the Secretary to Acquaint the house of Representatives that he Expected their Attendance presently at the Council Chamber.

Message to ye house Requiring their Attendance

The Assembly Attended and the Governour in Council gave his Assent to the following Acts viz.

Who accordingly attend & ye Acts following were assented

N° 1 An Act for appropriating the money directed to be raised by the Act Entitled An Act for the additionall Support of this Government &c. And for Raising a further support of Government for one year.

Appropriation-bill assented to & enacted

N° 2 An Act to Inforce the payment of the Incidental Charges of this Government out of the Intrest money by a former Law of this Province Subjected to future appropriations.

Incident-Bill assented to And enacted.

Paper Money Bill Enacted

3 An Act the Better to Enable the Inhabitants of this Colony to Support Government Discharge their Engagements in the Loan Offices and for Relieving their other necessity by making currant Twenty Thousand Pounds in Bills of Credit.

Convict Bill, Enacted

N° 4 An Act Imposing a Duty on Persons convicted of henious crimes &c.

Lottery Bill, Enacted

5 An Act for preventing Lotterys and Regulating of Pedlers

Naturalization-Bill Enacted

6 An Act for Naturalizing Christina Elrington and Susanna Roeters

Fence Bill Enacted.

N° 7 An Act for Regulating fences &c.

Stone Horse Bill Enacted.

8 An Act for Preventing Small Stone horses Running at Large.

Bill relating to Assemblys enacted.

9. An Act for Securing the Freedom of Assemblys.

Militia Bill Enacted.

10 An Act for Settling the Militia of the Province of New Jersey

Naturalization Bill Enacted.

11. An Act for the better Enabling Divers Inhabitants of the Province of New Jersey to hold Lands and Invest them with Priviledges of Naturall Born Subjects of the said Province.

Bill, relating to High-ways, enacted

12. A Supplementary Act Explaining Certain Clauses in An Act Intitled An Act for the Amendment of the Law relating to high-ways and Bridges

Bill relating to Monmouth C. House Enacted

13 An Act for the Building of a Court House & Goal in the County of Monmouth.

Bill relating to wolves &c enacted

14 An Act to Encourage the Killing of Wolves and Panthers.

Legacy Bill, enacted

N° 15 An Act for the more Speedy recovery of Legacys that have been or May be given in this Province & for affirming Such Acts of Administration Bonafide done before Notice of a Will.

House desired to return and Adjourn themselves

The aforesaid Acts were Published and then the Governour desired the Assembly to return to the house and adjourn themselves to the Second Tuesday in October next.

Att a Council held at Perth Amboy July 9th 1730.

Present

His Excellency John Montgomerie Esqr Governr &c.

John Anderson, John Hamilton, John Parker, John Hugg — Esqrs

Peter Bard, James Smith, James Alexander — Esqrs

Report from the Committee appointed to inspect ye Treasury Accts

Mr Parker Chairman of the Committee appointed to Joyn a Committee of the house to Inspect the Treasurers Accompts reported they had gon through the Same and made the following Report vizt

The Committee appointed to Examine the Treasurers Accounts in Conjunction with a Committee of the Assembly having Carefully examined the Same Do agree upon the following Report to be made to this Board.

State of the former accts in 1727.

Upon Examining the former report made in the Year 1727, by a Committee of this Board appointed for the Like purpose, they observe: That the Account of the Revenue to the Twenty third of September 1726 And also of the four thousand pounds delivered to the Treasurers by the Signers of the Bills of Credit, And also of Twelve hundred & ninety Seven pounds of the first years Intrest money (which years Intrest money being £1321 „ was appointed by Act of Assembly to Support of Government) being Settled by that Committee,

Ballance due from the Treasurers at the late Stating of Accts.

the Ballance then Remaining due from the Treasurers was Thirty Seven pounds twelve Shillings and ten pence farthing Vizt from John Allen £22 „ 18 „ 10½ and from Michael

Deficiences in acnt Eirs late Treasr and in the farmers of the Excise

Kearny £14 „ 13 „ 11¾ That there were then Sundry Deficiences Viz^{t} By the Account then Settled with the Executors of William Eier late Treasurer of the Eastern Division, and with the Farmers of the Excise there appeared to be due to the Government, Three hundred and four pounds two shillings and Ten pence, Viz^{t} from the said Treasurer Estate £137 „ 8 „ 7¼ From the Farmers of the Excise £166 „ 14 „ 2¼ In the payment of the first years Intrest money Twenty three pounds and Two Shillings.

Deficiencies due on the late Stateing of accts from the Severall Countys

In the Taxes for the Support of Government in the year 1726 Twenty eight pounds Six shillings and Eight pence half Penny, Viz^{t} In Middlesex County, Twenty five Pound fourteen shillings & five pence farthing In Burlington County £1 „ 17 „ 6 and in Cape May County Fourteen Shillings and Nine pence.

Sallarys due to the Officers of ye Governmt

That there were Divers Warrants due to the Officers of the Government to the value of £405 „ then unpaid—which was Due and payable out of the money for Support of Government at and before the 23^{d} of September 1726 and

Warrts paid out of Revenue for the Year 1727 which ought not to have been paid

That Sundry warrants to the value of £175 „ were paid and then Accounted for out of the money for the Support of Government before the 23^{d} of September 1726 which ought not to have been paid but out of the revenue for the year 1727.

The report of the Committee in the Year 1730 of the taxes for Support of Governmt for the years 1727, 1728 & 1729, for the Eastern Division

The Committee upon this present Examination of the Treasurers Accounts of the Revenue do further observe and report that by Michael Kearnys Account it appears he hath received of the Taxes for Support of Government in the Eastern Division for the Year 1727, 1728 & 1729 the sum of Fifteen hundred & Eighty Pounds thirteen Shillings and ten pence Viz^{t}

account of Money receivd from the Severall Countys &c a

Off the Collector of the County of Bergen.....£239 „ 19 „ 2
Of the Collector of the County of Essex..... 400 „ 4 „ 2
Of the Collector of the County of Monmouth..... 498 „ 12 „ 6

In full for the Several Quotas to be paid by the said Countys for the said three Years. Off the Collector of Middlesex County £344 „ 11 „ 10 Viz^{t} Twenty five pounds fourteen Shillings and five pence farthing for the Deficiences in the Quota of that County appearing by the said former Report to be due for the Year 1726, And the residue towards the Quotas of the s^{d} County for the said three Years said County remaining in arrear for the said Years the Sum of £18 „ 18 „ 5¼ And of the Collector of the County of Somerset the sum of £97 „ 6 „ 2 that County appearing to be in arrear for the said three years the sum of £18 „ 3 „ — That he had also Received of William Bradford the Sum of One hundred Sixty Six pounds fourteen Shillings and two pence farthing in full of the Ballance Due from the farmers of the Excise which Sums being taken together with the Sum of Fourteen pounds thirteen Shillings and Eleven pence three farthings remaining in his hands at the Last Settlement in the Year 1727, Do amount in the whole to the Sum of Seventeen hundred and Sixty two pounds and Two shillings to discharge himself whereof he produce Divers warrants for the Payment of Fifteen hundred & fifty four pounds three shillings and four Pence which with a mistake appearing to be in the former Report in 1727 of the Sum of Twenty Shillings to his Loss makes £1555 3^{s} 4^{d} so that the ballance now Remaining in his hands for Support of Goverment appears to be Two hundred and Six pounds Eighteen Shillings and Eight pence.

Account of the Treasurer of the Western Division

That by John Allens Account it appears he hath received of the Taxes of Support of Government in the Western Division for the said Three Years the Sum of Twelve hundred and

sixty eight pounds and five pence vizt Of the Collector of Cape May 14^{s} 9^{d} in full of the arrearages of the said County reported in 1727 & £92 „ 16 „ 2 in full of the Quota's of that County for the said Three years Of the Collector of the County of Salem £423 „ 13 „ — Of the Collector of the County of Gloucester £252 „ 3 „ 0 in full of the Quota's of those Countys for the said Three years. Of the Collector of the County of Burlington £1 „ 17 „ 6 in full of the arrearages of said County Reported in the year 1727, and £353 „ 3 „ 8 in part of the Quotas of that County for the said three years said County remaining in arrear for the said three years the sum of Nine pounds Eleven Shillings and Two pence.

Moneys received by the Treasurer from the Severall Countys

Of the Collector of Hunterdon County £143 „ 12 „ 2 in full for the years 1727 & 1728 the said County being in arrear £74 „ 0 „ 6 for the whole Quota of the Year 1729. Which Sum of £1268 „ 0^{s} „ 5^{d} being added to £22 „ 18 „ 10½ the Ballance of his Account as reported in the year 1727 makes the Sum of Twelve hundred and ninety pounds nineteen Shillings and three pence half penny to Discharge himself whereof Divers warrants were by him produced for the Payment of Twelve hundred & fourty two pounds One Shilling and Eight Pence So that Ballance now remaining in his hands for Support of Government Appears to be fourty Eight pounds Seventeen Shillings and Seven pence half penny.

Account of the Intrest money recd by the Treasurer's

The Committee upon Examining the Treasurers Accounts of the Intrest money Do further Report that it appears by the said Accounts there hath been paid into them by the Severall Commissioners of the Loan Offices the sum of Four thousand nine hundred & fifty three Pounds One Shilling and Two pence two fifths of a penny for and towards the first five years Intrest money Viz^{t} To John Allen £2488 „ 5 „ 8⅗ To Mich^{l} Kearny £2464 „ 17 „ 4⅘ That the Deficiences in the Payment of the Intrest money for

those Years Amounts to four hundred Eighty one Pounds One Shilling and Ten pence three fifths and are Due and owing as followeth Viz^{t} In the Eastern Division

By the Comm^{rs} of the Loan Office of the County of...	Essex.....	£138 „ 6 „ $5\frac{3}{5}$
	Middlesex	184 „ 16 „ $10\frac{4}{5}$
	Somerset.....	54 „ 15 „ $10\frac{1}{5}$
	Monmouth	82 „ 12 „ $8\frac{2}{5}$
		460 „ 11 „ $10\frac{4}{5}$
By the Comm^{rs} of the Loan Office of the County of...	Hunterdon	16 „ 16 „ $1\frac{2}{5}$
	Burlington.....	3 „ 13 „ $10\frac{3}{5}$
		£481 „ 01 „ $10\frac{3}{5}$

The first years Intrest money appropriated towards Support of Government by Act of Assembly

That by an Act of the Generall Assembly past 12 Geo: 1 the first years Intrest money to witt thirteen hundred and Twenty one Pounds was appropriated to Support of Government, of which only Twelve hundred & Ninety Seven pounds was accounted for by the Treasurers in the Year 1727. That by One other Act of the Generall Assembly made the first of George 2^{d} Seventeen hundred and Twenty five Pounds and nineteen Shillings was given to his Majesty to defray the Incidental Charges of the Government and that by the same Act the Treasurers were Directed to Pay the Late Governour his Sallary due to him at his Leaving the Government out of the said Intrest money and when the taxes for the Support of Government Should be by them Received that then they Should place So much of the Support money Back in Lieu of the Intrest moneys so paid as aforesaid. That it appears by the accounts of John Allen he Hath paid of the aforesaid Seventeen hundred & twenty five pounds Nineteen Shillings Towards the defraying of the Incidentall Charges of the Government the Sum of Six hundred and Ninety

the sum of £1725 „ 19 „ — Given by Act of Assembly for Incidentall Charges

pounds & seven Shillings for which payments Sufficient Warrants & Certificates were to us produced Excepting for Sixty four pounds paid to Keimer for Printing of the Bills of Creditt and Laws for the Payment whereof Receipts were produced but no Warrants which wee conceive there ought to have been And also Excepting fourty pounds paid & Retained for Signing of the Bills of Creditt and three pounds fifteen Shillings for advertisements and for a Messenger to Carry Bills from Amboy to Burlington which payments appeared to us to be made, and are warranted by Act of Assembly and that he had paid out of the Intrest money to the Late Governour Burnet Pursuant to the last Recited Act at his Leaving the Province five Sallary Warrants Amounting in the whole to the sum of Three hundred and Twelve pounds & ten Shillings Butt that he had not placed back So much of the Support Money in Lieu thereof after the Taxes came in as by the said Act Directed and as we Conceive he ought to have done and Still ought to do. That it appears by Michael Kearnys Accounts he hath paid of the said £1725 „ 19 „ 0 Towards the Incidentall Charges of the Government the Sum of Nine hundred & Sixteen pounds and One Shilling for the payments whereof Warrants & Certificates were by him produced Excepting for One hundred Pounds paid John Kinsey in part of a warrant for the use of the Agent for which M[r] Kinsey Receipt was produced and Excepting fourty Pounds paid and Retained for Signing the Bills of Creditt. So that of the Intrest money paid in as aforesaid for and towards the first five Years after the Above Mentioned Accounts now Settled and the Accounts Settled in the Year 1727, are allowed there will remain in the hands of John Allen the Sum of Eight hundred and Eighty Nine pounds three Shillings and Two pence three fifths of a penny besides the £312 „ 10 „ 0 Borrowed of the Intrest Money to Pay the Late Governour Burnet as aforesaid and in the hands of Michael Kearny the sum of Eight hundred and fourty Seven pounds three Shillings and ten pence four fifth of a penny. Of which said money so re-

maining in the hands of the said Treasurers there is appropriated by the said Recited Acts of Assembly for and towards the defraying of the Incidentall Charges of the Government besides the Money already Actually applyed that way the Sum of One hundred and fourty two pounds & nineteen Shillings. The Secretary appearing to be paid his Sallary agreeable to the Vote of the house of Representatives past the 19th of January 1727, untill the Tenth day of May 1729 And One hundred pounds only being paid of the Warrant for the use of the Agent.

Account of the £4000 to be raised in the years 1725, 1726, 1727 & 1728 for to Sink the Like Sum

The Committee having Enquired Concerning the four Thousand Pounds to be raised by a tax in the years, 1725, 1726, 1727 & 1728, in order to sink a like Quantity of the Bills of Creditt of this Province which Bills were by Act of Assembly Directed to be cancelled in Council and whereof £3000 „ — „ — was to be old Bills, Do further Report that Michael Kearny Treasurer of the Eastern Division had Received of the Severall Collectors of the said Division Towards the said £4000 „ — „ — As p his own Account the sum of One thousand Nine hundred & Sixteen pounds & Eleven Shillings That it appears by Divers Minutes of Council he hath laid before the Governour & Council the Sum of £1547 „ in old Bills to be Cancelled which was Done Accordingly So that there remains with him to be Cancelled as aforesaid the Sum of £77 „ 11 „ 6 in old Bills, and in New Bills when all the Deficiences in the Taxes for that purpose are by him received £541 „ 10 „ 6 That the Deficiences in the said Taxes by the said Treasurers Acct in the Eastern Division do amount to £249 „ 11s „ 0, Vizt in the County of Middlesex £240, In the County of Essex £7 „ 12 „ 5 and in the County of Somerset £1 „ 18 „ 7. That it appears by Divers Minutes of Council John Allen Treasurer of the Western Division hath had before the Governour and Council at Divers times the Sum of £916 „ 19 „ — in old Bills & £458 „ 9 „ 6 in New Bills to be Cancelled which was accordingly done That supposing he hath re-

ceived all the Taxes for that Purpose and that there are no deficiences in the Western Division there will remain in his hands to be Cancelled the Sum of £458 „ 9 „ 6 which ought to be in old Bills. But the Committee having Enquired of the said Treasurer Concerning the Same were by him informed, that the Bills by him laid before the Council and there Cancelled in January 1728 to the value of £458 „ 9 „ 6 were New Bills which he has since been Informed should have been old Bills that he now has of the same of £458 „ 9 „ 6 in New Bills ready to lay before the Governour and Council to be Cancelled but that he had not any old Bills. So that it appears to the Committee that there Still Remains to be Cancelled of the said £4000, The Sum of Five hundred Thirty Six pounds and One Shilling in Old Bills which Sum they are of opinion (in as much as it may be reasonable Expected that many of the said old Bills are Lost) will be more then Sufficient to Exchange all that now remain to be Exchanged. That after allowance of the Sum of £77 „ 11 „ 6 to be given in Exchange for old Bills & for all Deficiences there will remain in New Bills to be Cancelld as aforesaid in the hands of the Treasurer of the Eastern Division the Sum of £291 „ 19 „ 6 And the Committee are of oppinion that the said Treasurer do Continue to Exchange old Bills to the value of £77 „ 11 „ 6 And that the Treasurer of the Western Division Do continue to Exchange old Bills to the value of £458 „ 9 „ 6 (if so many as will Amount to that value are offered to be Exchanged) in Order to Make up the Sum of Three thousand pounds which according to Law ought to be Cancelled in old Bills. And that the Collectors of the Respective Countys where the Deficiences are be Immediately Called upon to Pay in the said Deficiencies and upon neglect or refusall so to do to be prosecuted for the Same.

Account of old Bills Exchanged for New & Cancelled the Inspectors.

And then the said Committees proceeded to Examine the old Bills of Creditt received by the Treasurer of the Eastern Division in Exchange for New Bills and Cancelled by Also the Bills by the said Treasurer laid

before the Governour & Council & there Cancelled as aforesaid And also the Certificates of the Justices and freeholders of the Respective Countys in the Eastern Division Given to the Commissioners of the Loan Offices of the Same Division of the Principall money Cancelled for the first Six Years upon which this Committee do further Report that the said Certificates and the Treasurers Receipts for the Bundles Being Compared with the Bundles and Indorsments thereon It appeared that there is Cancelled of the Principall money by the said Justices and freeholders in the whole the Sum of Nine thousand Seven hundred and Eighty nine pounds and five Shillings (To witt) In the County of Bergen £1492 „ 5 „ 6 in full for the said Six Years In the County of Essex £2491 „ 8 „ 1 In the County of Middlesex £2073 „ 19 „ 8 In the County of Monmouth £3073 „ 6 „ 3 those Countys appearing to be Deficient as followeth Viz^{t} Essex £4 „ 00 „ 6$\frac{1}{5}$ Middlesex £25 „ 3 „ 6$\frac{2}{5}$ Monmouth £3 „ 10 „ 4$\frac{1}{5}$ which deficiences appear to be occasioned through the default of Paym^{t} by some of the Borrowers out of the Loan Offices of said Countys and for the Last year only in the County of Somersett £658 „ 5 „ 6 that County Appearing to be in Arrear the Sum of £42 „ 9 „ 3$\frac{3}{5}$ That upon Examining the Bundles of Bills Cancelled in Council which were laid before them by Mich^{ll} Kearny Treasurer of the Eastern Division it appeared by the Endorsments made on the Same by the Council that they Contained the sum of £1547 „ which is agreeable to the Minutes of Council before mentioned That upon a Carefull Examination by them had of the old Bills received by the Treasurer of the said Division in Exchange for New Bills & Counted Cancelled & Bundled up by John Hamilton and John Parker two of the Inspectors appointed for that Purpose in the said Division and for the Severall Minutes by the said Inspectors made of their Counting Cancelling & Bundleing up the Same it appeared that the said Bundles did Contain the Sum of Eleven Thousand three hundred and Eighty two pounds. It also appeared by the Minutes of the said Inspectors that the said Treasurer with

their Approbation & Consent had Transmitted to the Treasurer of the Western Division the Sum of One thousand Pounds of the New Bills Lodged in his hands to Exchange for old Bills upon Representation to the said Inspectors made by the Inspectors of the Western Division that they had reason to beleive that Sum would be necessary to Exchange the old Bills in that Division So that allowing for the said £1000 „ it appears the Treasurer of the Eastern Division hath Exchanged for old Bills all the Money Lodged in his hands for that purpose and fourty Shillings over which happen'd by a Mistake in Casting up and the Committee are of oppinion ought to be allowed out of the £77 „ 11 „ 6 by him Still to be Exchanged for old Bills, as aforesaid That all the said Bundles in the whole amounting to the Sum of Twenty One thousand one hundred & Seventy one Pounds and five Shillings were opened & Burnt in the Presence of Both the Committees.

Account of what is due to the Officers of the Government

Upon the Whole it appears to the Committee that there is due and to be paid out of the money raised by Tax for Support of Government to Severall of the Officers thereof for their Sallaries to the Twenty third day of September 1729 untill which time the Treasurers Accounts are Settled the Sum of £37 „ 10 „ — Viz^{t} To the Chief Justice £12 „ 10 „ — To the Clerk of the Circuits £22 „ 10 „ — To the Door Keeper of the Council £2 „ 10 „ — which with the Sum of £312 „ 10 „ — Taken out of the Intrest money to pay to Governour Burnet at his Leaving the Province and to be made good out of the Support money as aforesaid being added Makes only £350 „ So as the Ballance by this Report remaining in the hands of the Treasurers for Support of Government being £255 „ 16 „ 3½ and the Deficiences in the Payments of the taxes for the Support by the Collectors of the Several Counties as aforesaid which (if not paid Since the rendering of the above Accounts) may be Soon Expected to be paid being £120 „ 13 „ 1¼ and when added together making £376 „ 9 „ 4¾ will be Sufficient to make good the

arrearages due as aforesaid to the said Officers of the Government. And Also the sum of £312 „ 10 „ — to be replaced amongst the Intrest money in lieu of what was paid thereout to Governour Burnet as aforesaid And will leave an overplus towards the future Support of Government of £26 „ 9 „ $4\frac{3}{4}$ besides the Ballance Due from the Executors of William Eier Late Treasurer of which Ballance it doth not appear that any Part hath been paid Since the making of the s^{d} former Report. But that the Intrest money already appropriated and remaining unapplyed as aforesaid being £142 „ 19 „ — will want the Sum of £36 „ 5 „ 4 to make a Sufficiency to pay the £170 „ remaining unpaid for the use of the Agent, And the £9 „ 4 „ 4 due to the Secretary for his Sallary as p^{r} vote of the house to the 23^{d} of September 1729.

A Message from the house of representatives referred to a Committee

The message from the house of Representatives by Mr Cooper & Mr Hude of yesterday was taken into Consideration and thereupon it was ordered that any Three or more of this Board be a Committee to Consider of the Same and report what they think proper to be done therein.

Att a Council held at Perth Amboy July 10th 1730.

Present

His Excellency John Montgomerie Esqr Govern^{r} &c^{a}

John Anderson, John Hamilton, John Johnston, John Hugg } Esq^{rs}

Peter Bard, James Alexander } Esq^{rs}

his Excellency Quallifyed as Chancellor

His Excellency in Council Quallifyed himself as Chancellor for this Province by taking the Oaths &c^{a}

Warrants for the payment of the incidentall charges of this government.

His Excellency in Council Signed the following Warrants payable by virtue of an Act passed this Session of Assembly for the payment of the Incidental Charges of this Government &c^{a}

N° 1	„ A	„ To his Excellency John Montgomerie Esqr Warr^{t}.....	£150	„ 0	„ 0
1	„ B	„ To his Excellency John Montgomerie Esqr Warr^{t}.....	150	„ 0	„ 0
2	„	To John Anderson Esqr one of Majestys Council do.....	16	„ 16	„ 0
3	„	To J. Hamilton Esqre Ditto.....	20	„ 2	„ 0
4	„	To John Parker Esqr Ditto.	20	„ 2	„ 0
5	„	To John Johnston Junr Esqr Ditto..	14	„ 2	„ 0
6	„	To John Hugg Esqr Ditto.....	30	„ 2	„ 0
7	„	To Peter Bard Esqr Ditto.....	27	„ 18	„ 0
8	„	To James Smith Esqr Ditto.....	27	„ 6	„ —
9	„	To James Alexander Esqr Ditto...	4	„ 4	„ —
10	„	To Cornelius Van Horn Esqr Ditto	4	„ 16	„ —
11	„	To Wells Ditto.....	10	„ 10	„ —
12	„	To John Reading Ditto.....	19	„ 4	„ —
13	„	To John Hamilton & Jn° Parker £5 each.....	10	„ 0	„ —
14	„	To Rodman, Pearson, Decow & Smith £5 „ each.....	20	„ 0	„ —
15	„	To the Speaker.....	30	„ 0	„ —
16	„	To Mich^{l} Kearny for 102 day at 8 p^{r} Diem and £20 „ for Pens Ink and paper.....	60	„ 16	„ —
17	„	To Samuel Keimer for Ballance Acc^{t}.....	25	„ 0	„ —
18	„	To John Borrodell Serjeant At Arms.....	4	„ 4	„ —
19	„	To William White Door keeper...	5	„ 2	„ —
20	„	To John Loofborrow Serjeant At Arms	3	„ 0	„ —
21	„	To Darby Scandlan Door keeper..	8	„ 11	„ —

The Queen and Councills Confirmation of the Act for runing and ascertaining the Line of partition &c.

His Excellency Laid before the Council an order of the Queens most Excellent Majesty Guardian to the Kingdom of Great Brittain and his Majestys Lievt[a] within the Same[1] Confirming An Act of Assembly passed in this Province in the Year 1718 Intitled An Act Runing and Ascertaining the Line of Partition or Division between the Eastern and Western Divisions of the Province of New Jersey and for Preventing Disputes for the future Concerning the Same and for Securing to the Generall Proprietors of the Soil of Each Divisions and Persons claiming under them their Severall and Respective Possessions and Rights & Just Claims.

Att the Court at Kensington the 22[d] day of May 1729.

Present

The Queens most Excellent Majesty Guardian of the Kingdom of Great Brittain and his Majestys Lietenant Within the Same

His Royall Highness	Duke of Kent	Earl of Hay
The Prince of Wales.	Duke of Ancaster	Earl of Uxbridge
Arch Bishop of Canterbury	Duke of New Castle	Earl of Sussex
Lord Chancellor	Earl of Westmorcland	Visct Lonsdall
Lord Privy Seal	Earl of Burlington	Visct Cobham
Lord Stewart	Earl of Scarborough	Visct Falmouth
Lord Chamberlain	Earl of Coventry	Lord Willininton[3]
Duke of Somerset	Earl of Grantham	Mr Speaker
Duke of Bolton	Earl of Godolphin	Mr Chancellr of the Exchequr
Duke of Rutland	Earl of Londonn[2]	Mr of the Rolls
Duke of Argyle	Earl of Finlater	Sr Paul Methuen
Duke of Montrose	Earl of Marchmont	Henry Pelham Esqr

Whereas by Commission under the Great Seal of Great Brittain the Governour Council and Assembly of his Majestys Colony of New Jersey in America are authorized and Impowered to make Constitute and ordain Laws Statutes and Ordinances for the Publick Peace welfare and good Government of the said Colony which Laws Statutes and Ordinances are to be as near as Conveniently may be agree-

[1] King George II. went to Hanover in 1729 and remained two years, during which time England and the American Colonies managed to struggle along, Queen Caroline acting as Regent.

[2] Loudon.

[3] Wilmington.

able to the Laws and Statutes of this Kingdom and are to be Transmitted to his Majesty for his Royall approbation or Disallowance And whereas in pursuance of the said Powers An Act hath been passed in the said Colony of New Jersey in March 1718[1] which hath been accordingly Transmitted, Intituled, An Act for Runing & Ascertaining the Line of Partition or Division between the Eastern and Western Divisions of the Province of New Jersey & for preventing disputes for the future Concerning the Same & for Securing to the Generall Proprietors of the Soil of Each [of the said] Divisions and persons claiming under them their Several and Respective possessions & Rights & Just Claims.

Which Act together with a Representation from the Lords Commissioners for Trade and Plantations having been referred to the Consideration of a Committee of his Majestys Most Honourable Privy Council the said Lords of the Committee this Day presented the said Act to her Majesty at This Board with their opinions the Same was proper to be approved Her Majesty taken the Same into Consideration was graciously pleased with the advice of his Majestys Privy Council to Declare her approbation of the said Act and Pursuant to her Majestys Royall pleasure thereupon Expressed, the said Act is hereby Confirmed finally enacted, and Ratifyed accordingly whereof the Governour or Commander in Chief of his Majestys said Colony of New Jersey for the time being and all others whom it may Concern are to take Notice and Govern themselves Accordingly.

TEMPLE STANYEAN[2]

Att a Council held at Perth Amboy July 13th 1730.

Present

His Excellency John Montgomerie Esqr Governour &c

John Hamilton
John Hugg
James Smith
} Esqrs

[1] See p. 113 ante.

[2] This Order in Council is also printed in N. J. Archives, V., 243.

Sallary Warrants Signed for a Quarter

His Excellency in Council signd the following Warrants Viz^{t}

N° 123.	To his Excellency a Quarters Sallary Commencing the 23^{d} March 1729 to ye 23^{d} June 1730	£125	„ 0	„ 0
124.	To Robert Lettis Hooper Esqr Chief Justice D^{o}	50	„ 0	„ —
125.	To Peter Bard Esqr Second Judge Ditto	12	„ 10	„ —
126.	To Lawrence Smith Attor^{y} Gen^{ll} Ditto	12	„ 10	„ —
127.	To Mich^{l} Kearny Treasurer Ditto	12	„ 10	„ —
128.	To John Allen Treasurer Ditto	12	„ 10	„ —
129.	To James Smith Clerk of the Council Ditto	7	„ 10	„ —
130.	To James Smith Clerk of the Circuits Ditto	7	„ 10	„ —
131.	To Avory Door keeper	2	„ 10	„ —

report of the Committee appointed for reviseing the ordinance of fees for the Court of Chancery &c

Mr Hugg Chairman of the Committee to whom was referred the revising the ordinance of fees for the Court of Chancery and to moderate the Same And to Consider of remedys of any abuses that they may discover to have crept into that Court Reported they had gon through the ordinance for Regulating of Fees and made Severall Amendments thereto which was Read and Agreed to by this Board.

Ordered the said Ordinance be printed

Mr Hugg also reported they had gon through the Remedying of Abuses that they have discovered to have Crept into the said Court which was Read and agreed to by this Board.

Ordered the said Remedys be printed

Att a Council held at Perth Amboy July 15th 1730.

Present

His Excellency John Montgomerie Esqr Governour &c

John Hamilton
John Parker
James Smith
} Esqrs

Abra: Lodge on ye Demise of Peter Praa Deft in Error at ye Sute of Andries Bowman

rule on a plaintiff in Error

On motion of Mr Murray for the Defendt Ordered that the Plaintiff in Error Return the Record in a month or that he be non pross

report of the Committee on a message of the house concerning the neglect of the Collectors & Commissioners of the Loan Office of Severall Countys of ye province.

Mr Hamilton Chairman of the Committee to whom was Referred the Message from the house of Representatives of July 8th Concerning the Neglect of the Collectors & Commissioners of the Loan office of Severall Countys of this Province Reported that they have Considered the said Message and are of oppinion that such Collectors and Commissioners as are Defective be forthwith Prosecuted According to Law to which Report this Board agreed, and Ordered that the Attorney Generall be served with a Copy of this Minute.

A Petition of Evan Drummond Esq referred.

The Petition of Evan Drummond Esqr High Sherriff of the County of Middlesex was Read and Referred to the Committee appointed to take into Consideration the ordinance of fees of the Courts of Law and to Correct anything they may find amiss therein.

A Memoriall from the County of Somersett referred.

His Excellency laid before this Board a Memorial of Isaac Van Zandt Relating to a Dispute Concerning the Assessors of the Eastern Precincts of the County of Somerset.

This Board advises his Excellency to referr the said Memorial to Cornelius Van Horne Peter Demont and Derick Van Veighty who are to Examine into the facts Sett forth in the said Memorial and report the same to his Excellency.

Ordered that the Clerk of the Council Transmitt the said Memorial to Cornelius Vanhorne with a Copy of this Minute.

At a Council held at Perth Amboy on Wednesday the 7th day of July in the fifth year of his Majestys reign Anno Dom 1731

Present

Lewis Morris Esq[r] president of his Majestys Council for the province of New Jersey

John Anderson, John Hamilton } Esq[rs]

John Parker, John Johnston } Esq[rs]

The President acquainted this Board of the Death of his late Excellency John Montgomerie Esq[r] late Governour of this Province[1] and that he had the Seals his Late Comission and other papers relateing to the publick Affairs of this province.

The President took the Oaths appointed by Law as also the Oath appointed as president of his Majestys Council As Also the Oath appointed for the due observacon of the Laws of Trade and plantations.

It is the opinion of this Board that a Proclamacon do Issue to continue all Officers Civil and Military in this province till further orders

It being time of Harvest and a great number of Council being requisite this Board Desires a Council to meet at Amboy on Fryday the 16th inst, it is ordered accordingly

[1] He died July 1, 1731.—*N. J. Archives*, V., 294–5.

At a Council held at Perth Amboy the 16th day of July in the fifth year of his Majestys Reign Anno Dom 1731

Present

Lewis Morris Esqr President of his Majesty's Council

John Anderson, John Hamilton, John Parker, John Johnston } Esqrs

Peter Bard, James Smith, Cornˢ Van Horn } Esqrs

The [they] met according to adjournment & adjourned tell to morrow morning Ten a Clock.

At a Council held at Perth Amboy July 17th 1731

Present

Lewis Morris Esqr president of his Majestys Council

John Anderson, John Hamilton, John Parker, John Johnston } Esqrs

Peter Bard, James Smith, Cornˢ Van Horn } Esqrs

The Petition of William Hollinshead Clerk of the County of Somerset Paul Cool & Zacharia Syckles was Read complaining of Severall Misdemeanours and Malepractises of Isaac Vanzandt Esqr High Sheriff of the County of Somerset. Ordered that he be Served with a Copy of the said Petition and that he do Attend this Board at the City of Perth Amboy on Fryday the thirtyeth of this Instant and that the Petitioners have notice to attend with their Evidences at the same time to prove the Allegations contained in their petition.

Stephen Theobalds, Dem[r] John Rochead ver Anthony Ward and Mary his Wife } On moc̃on of Philip Kearny for William Smith Attorney for the Deftˢ in Error its ordered that the Plt in Error procure a Transcript of the Record in this Cause to be returned in fourteen days and that the Plaintiff in error be Served with a Copy of this Rule

At a Council held at Perth Amboy the 30th day of July in the fifth Year of his Majestys Reign Anno: Dom 1731.

Present

Lewis Morris Esqr President of his Majestys Council

John Anderson, John Hamilton, John Parker, John Johnston } Esqrs

Peter Bard, James Smith, Cornelius Van Horn } Esqrs

The Petition of Mr William Hollinshead Paul Cole and Zacharia Syckles being read, the Sheriff Confessing the facts alledged in the said Petition.

The Memorial of Mr Edward Vaughan Complaining of Sundry Male Administrations of Benjamin Bonnel Esqr High Sheriff of the County of Essex in his Office of High Sheriff being read.

Att a Council held at Perth Amboy the 31st Day of July in the fifth Year of his Majestys Reign Annoq Dom 1731

Present

Lewis Morris Esqr President of his Majestys Councill

John Anderson, John Hamilton, John Parker } Esqrs

John Johnston Junr, Peter Bard, James Smith, Cornrs Van Horn } Esqrs

This Board haveing Considered the Allegations Chargd in the Petition of William Hollinshead, Paul Cole and Zacharia Sickles against Isaac Van Zandt Esqr Sheriff of the County of Somerset And the said Isaac Van Zandt haveing Confessed the facts Contained in the said Petition Against him they are of opinion that the said Isaac Van Zandt be removed from the Office of High Sheriff of the said County of Somerset, and accordingly Advised the President to Com-

missionate some other in his Room or Place, and recommends Mr Dunster to the President as a person Quallifyed for the said Office.

Likewise this Board haveing heard the Memorial of Mr Edward Vaughan Clerk[1] against Benjamin Bonnel Esqr high Sheriff of the County of Essex in the presence of the said Sheriff and finding that the said Sheriff has Exacted Exorbiant fees for poundage Contrary to Law which he Confessed but pretended he did it Ignorantly and it further appearing that he was a person too much concerned in Interest on one Side in Disputes that have happened in that County and has Summoned Jurys accordingly And that disputes of that Kind have been and are likely to be very frequent in that County,[2] think him a person very unfitt to be Continued in that Station of high Sheriff of the said County and Advise the President to appoint some other in his Stead and place

Coll^o^ Van Horn one of the Gent to whom was referred the Memorial of Isaac Van Zandt (relateing to a Dispute Concerning the Assessors in the Eastern p^r^cinct of the County of Somerset) of the 15th July 1730, Report they have examined the Matter and Isaac Van Zandt and Symon Wycoff be Called before this Board & heard it was Ordered that the money Collected by John Strycker the Collector be paid in and that what remains unpaid be Collected pursuant to the Assessment of Symon Whycoff and paid in with all Convenient Speed And that the said Stryker be Served with a Copy of this order

The Petition of George Webb being read Setting forth an unreasonable Seizure made in the Year 1718 of a Boat belonging then to the said Webb which was then Imployed by some of his Servants w^th^out his knowledge or Consent in Gethering Oysters Contrary to a Law of this Province for which the Boat &^c^ was Forfeited and sold and part of the

[1] Clericus, clergyman.

[2] Probably referring to the disputes between the East Jersey Proprietors and the people of Elizabethtown, in which Bonnel would naturally side with his townsmen.

money ariseing by the Sale amounting to £10—for which money he had been prosecuted and had formerly obtained an Order from the President to stop further prosecution againt him he haveing had the promise of the late Governour Hunter that the said Ten pounds should be remitted And being now Treatned with a prosecution for the said Sum prays that the President woud Countermand any such prosecution. Ordered that John Stevens the then Officer lay before the President the said Bond & Inform him of the state of the Case and that in the meantime no prosecution be of the said Webb and if the allegations in the said Petition be by the President upon examination found true this Board humbly recommends the remitting the said forfeiture.

Then the following Warrants were Signed, Vizt Being a quarters Sallary Commencing the 23d day of June 1730 to the 23d Day of September 1730

Nº 133	To Robert Lettice Hooper Esqr Chief Justice for the quarters Sallary from the 23d of June 1730 to the 23d of September following.....	£50 „ — „ —
134	To Peter Bard Esqr second Judge for Dº.....	12 „ 10 „ —
135	To Michael Kearny as Treasurer Dº...	12 „ 10 „ —
136	To John Allen Treasurer Dº.....	12 „ 10 „ —
137	To Lawrance Smith Attby Genl Dº....	12 „ 10 „ —
138	To James Smith as Clerk of the Council & Clerk of the Circuits for a quarters Sallary.....	15 „ — „ —
139	To John Avory as Door keeper of the Counl for dº.....	2 „ 10 „ —
140	To James Smith as pr vote of Assembly for 10 months and 13 days from 10th Novr 1729 to the 23d Septr 1730	22 „ 17 „ 8
	Warrants Signed for,	

N°	3	To Robert Lettice Hooper Esqr Chief Justice for half years Sallary from 23^{d} Septr 1730 to the 23^{d} March fol^{s}	75 „ — „ —
	4	To Peter Bard Second Judge for half years D^{o}	20 „ — „ —
	5	To Michael Kearny Treasurer for half y^{rs} Sallary for D^{o}	20 „ — „ —
	6	To John Allen Treasurer for half y^{rs} Sallary for D^{o}	20 „ — „ —
	7	To Lawrance Smith Att^{y} Genl for D^{o}	20 „ — „ —
	9	To Robt Lettice Hooper Esqr Chief Justice for a q^{rs} Sallary commencing the 23^{d} Day of March 1730 to the 23^{d} June 1731	37 „ 10 „ —
	10	To Peter Bard Second Judge for his Sallary	10 „ — „ —
	11	To James Smith for 3 qrs Sallary as Clerk of the Coun^{l} to the 23^{d} day of June 1731	22 „ 10 „ —
	12	To James Smith for 3 quarters Sallary as Clerk of the Circuits from D^{o} to D^{o}	15 „ — „ —
N°	13	To James Smith as p^{r} resolve of the House of 3^{d} July 1730 comencing the 23^{d} September 1730 to the 23^{d} day of June follow^{s}	18 „ 15 „ —
	14	To Michael Kearny Treasurer a q^{rs} Sallary from the 23^{d} March 1730 to the 23^{d} June 1731	10 „ — „ —
	15	To John Allen Treasurer from D^{o} to D^{o}	10 „ — „ —
	16	To Lawrance Smith as Att^{y} Genl for D^{o}	10 „ — „ —
	17	To John Avory as Door keeper for 3 qr^{s} Sallary ending 23^{d} June 1731	7 „ 10 „ —

Att a Council held at Perth Amboy the 30th day of Novemb^{r} in the fifth year of his Majestys Reign Annoq Dom 1731

Present

Lewis Morris Esqr President of his Majestys Council

John Anderson
John Hamilton
Corn^{s} Van Horn
} Esq^{rs}

The President in Council Signed the following Warrants

N° 18	To Lewis Morris Esqr President for Eleven Weeks Sallary Commencing the first day of July to the 23^{d} September foll^{g}	114 „ 11 „ 8
19	To Robert Lettice Hooper Esqr A quarters Sallary Comencing the 23^{d} day of June 1731 to 23 Septem^{r} following	87 „ 10 „ —
20	To Peter Bard Esqr Second Judge a qr^{s} Sallary from D° to D°	10 „ — „ —
21	To Michael Kearny Treasurer a qr^{s} Sallary from D°	10 „ — „ —
22	To John Allen as Treasurer a qr^{s} Sallary from D°	10 „ — „ —
23	To Lawrance Smith as Att^{y} Genl a qr^{s} Sallary from 23^{d} June 1731 to the 23^{d} September following	10 „ — „ —
24	To James Smith a quarters Sallary from D° to D° as Clerk of the Council & Clerk of the Circuits	12 „ 10 „ —
25	To Mr Kinsey, Mr Eaton, Mr Smith Mr Stacy for the use of the Agent at the Court of Great Brittain a Years Sallary comencing the 23^{d} of Sepr 1730 to the 23^{d} September 1731	80 „ — „ —

Att A Council held at Perth Amboy the 15th Day of Aprill in the fifth year of his Majestys Reign Annoq Dom 1732.

Present

Lewis Morris Esqr President of his Majestys Council

John Hamilton, John Parker } Esqrs Peter Bard, Cornelius Van Horn } Esqrs

The President laid before this Board a Letter he receed from the President of New York Governt relateing to an Encroachment made by the French on the Frontiers and likewise other papers relateing to the same which were read. This Board will take the same into further Consideration on Wednessday next the Weather being so bad that some of the Gent of the Council could not attend.

The President laid before this Board Petitions from Sundry of the Inhabitants of the County of Hunterdon against John Porterfield[1] and John Dagworthy setting forth a combination which the aforesd Porterfield and Dagworthy Entered into against the People of the said County by Aspersing Severall of the principall people by binding Severall over and not returning any Recognizance in beating and abusing Others in oblidgeing the people to watch unnecessarily and Rediculing our Constitutions by words & Acts &c. This Board having considered the Petition think it is Conceived in such General Terms that nothing certain can be well Collected from it And that if the persons complained against have been guilty of any crimes they might have been prosecuted by presentment or Indictment or upon application to this Board setting forth any matter Criminal with Sufficient Certainty by information by leave of the President—But although no Sufficient Certainty to ground any prosecution or Censure of this Board doth appear upon the face of the Petition, Yet because it is possible the Petitioners may be able to make just cause of complaint appear It is ordered that

[1] For notice of John Porterfield, see Hall's History of the First Presbyterian Church in Trenton, 72.

any two or more of the Complainants Entring into Bonds with sufficient Security (to be approved of by Peter Bard or Jn° Reading Esq^rs) to the said John Dagworthy[1] and John Porterfield in the peenal sum of Forty pounds Conditioned that if they or some of them do not prove and make out the allegations in their Petition in such manner as shall Induce this Board to advise that the said Dagworthy or Porterfield be prosecuted for some vinue [crime] or misdemeanour the person bound shall pay and Satisfie to the said Dagworthy & Porterfield what Expences and Charges the [they] shall be putt to in answering the said Petition, upon such Bond being duly executed they may apply to Peter Bard Esqr one of the Judges of the Supreme Court of this province or to John Reading Esqr one of his Majestys Council for this province To take the Examinations of such persons as shall voluntarily offer themselves to give Information against the said Dagworthy and Porterfield eight Days notice being first given by the Complainants or some of them to the said persons complained against of the time and place when such Examination shall be Taken and the name of the person so to be Examined and that the said Dagworthy and Porterfield may also apply to the said Bard and Reading to Examine what Witnesses they think proper given notice to some one or more of the Complainants of the time and place of Examining and person to be Examined as aforesaid that either party have liberty of Cross Examining the Witnesses and that the said Dagworthy and Porterfield be served with a Copy of the Petitions and this Order.

The Petition of John Dagworthy Esqr being read setting forth that Whereas he was bound with one Jeremiah Foster Clerk of the County of Hunterdon in a Bond of Five hundred pounds to John Porterfield with Condition therein under written that the s^d Jerem^a Foster shou'd make up and render an Account of the profits of the said office once in three months and pay unto the said John Porterfield two thirds of

[1] Dagworthy was of Trenton, and was Sheriff of Hunterdon county.—*N. J. Archives*, V., 317. Gov. Lewis Morris hired his house as a Gubernatorial residence, in 1710.—*Hall's History of the First Presbyterian Church in Trenton*, 76.

the s[d] profits at the special Instance and request of the s[d] Foster and that the said Porterfield sued the said Dagworthy together with the said Foster for the Penalty of the said Bond and the Petitioner further setting forth that he together with one M[r] Bowes are bound to our Sovereign Lord the King for the said Fosters true and faithful Discharge of the Duty of Clerk of the said County and that he is in Danger of sufferring by the same And that whereas he has no visible Estate or Substance and as this Deponent verily believes in a small time will abscond and Desert the province and Leave this Deponent in the Lurch unless timely prevented and that whereas the said Petitioner for his own Surety sued the s[d] Jeremiah Foster on his Counter Bond and under pretentions of his being an Attorney his Appearance was accepted Therefore prays that this Board may give such directions as they see proper to hold the said Foster to bail

This Board is of opinion that if the Attorneys of the Courts have no visible Estate in this Province that upon their being sued they may be held to Bail if the nature of the action requires notwithstanding their being admitted to practice as an Attorney in any of the Courts of this Province, And it is ordered that the Clerk of this Board Informs the Judges of the Supreme Court with the opinion of this Board that they may Govern themselves accordingly

And an Affidavit of the Petitioner was also read to the same purpose setting forth also that the said Foster has no visible Substance and as the Deponent verily believes will abscond & Desart the Province, the President also acquainted them that he had been Informed that the said Foster had gon by an other name which some of the Members of the Board Testifyed to be true upon their own knowledge upon which the President Desired the opinion of this Board whither it was proper for him to continue a Stranger and a Person of the said Foster's charecter in a Post of so considerable a trust as Clerk of the County and Keeper of the Publick Records there.[1]

[1] Jeremiah Foster was admitted to the New Jersey Bar August 11th, 1730.—*Vroom's Sup. Ct. Rules, Appendix, 58.*

Att a Council held at Perth Amboy the 18th day of Aprill 1732 in the fifth Year of his Majestys Reign

Present

Lewis Morris Esq[r] President of his Majestys Council

John Hamilton, John Parker } Esq[r] Peter Bard, James Smith } Esq[r]

The President in Council Signed the following Warrants

N° 26	To Lewis Morris Esq[r] President a quarters Sallary Com[n] y[e] 23[d] Septem[r] 1731 to 23[d] Decem[r] following.....	125 „ — „ —
27	To Lewis Morris Esq[r] President a quarters Sallary Com[n]encing 23[d] Decem[r] 1731 to 23[d] March following...	125 „ — „ —
N° 28	To Robert Lettice Hooper Esq[r] half a Years Sallary Com[n]enc[g] the 23[d] Septem[r] 1731 to the 23[d] March following.....	75 „ — „ —
N° 29.	To Peter Bard Esq[r] a Half Years sallary as Second Judge com[n]encing the 23[d] Septem[r] 1731 to the 23[d] March foll[g].....	20 „ — „ —
30.	To Michael Kearney a half Years Sallary as Treasurer Com[g] the 23[d] Septem[r] 1731 to 23[d] March following...	20 „ — „ —
31.	To John Allen half Years Sallary as Treasurer com[g] the 23[d] Septem[r] 1731 to 23[d] March following.....	20 „ — „ —
32.	To James Smith as Clerk of the Coun[l] & Clerk of the Circuits for half a Years Sallary as above.....	25 „ — „ —
33.	To Lawrance Smith half years Sallary as Att[y] Gen[l] from D[o] to D[o].....	20 „ — „ —

34. To John Avory for 3 q^{rs} Sallary as Door keeper of the Council Commencing 23^{d} June 1731 to 23^{d} March foll..... 7 „ 10 „ —

The Petition of Stephen and Hester Negroes formerly belonging to Elias Mestyer Deceased being read

Ordered that Mr John Abeneau and Peter Lecounte the Executors of Elias Mestyer Deceased do attend this Board in Amboy on Fryday next and that they be Served with a Copy of the said Petition & this Order.

Att a Council held at Perth Amboy 20th Aprill 1732 in the fifth Year of his Majestys Reign

Present

Lewis Morris Esqr President of his Majestys Council

John Anderson, John Hamilton, John Parker } Esq^{rs}

John Reading, Peter Bard, James Smith } Esq^{rs}

The Council haveing taken the Affidavits of Cotton Reynolds Michael Crowly William Robin Jonas Beckett Subjects of the Crown of England being taken in the Bay of Hondoras by Spanish Gally and putt on board of a Scooner which the said Gally took in the said Bay in order to Assist to Carry her to Ratan a Spanish Island that The [they] retook the Scooner and putt five Spaniards on shore at Cape St Antonio by giveing them a Craft for that purpose, that a Spaniard and a Geneo which they brought with them were forced men and did not Oppose their attempt in retakeing the Scooner and wou'd not return with their Country men, The Board is off opinion that the said Spainard and Genoe be Discharged with the Musketo Indian, And the Board recommended to the owners of the Scooner to reward the Saylors for retakeing their Vessel, being the Opinion of this Board a Gallant Action and worthy of Praise.

Att a Council held at Perth Amboy 21st Aprill 1732 In the 5 year of his Majestys Reign.

Present

Lewis Morris Esqr President of his Majestys Council

John Anderson, John Hamilton, John Reading } Esqrs

Peter Bard, James Smith } Esqrs

The Gentlemen of the Council taken[1] into their Consideracon the Letter of the President of New York and Papers sent by him do not find by those papers that the Generall Assembly of the Masechusetts Bay Came to any resolves upon the message & so have noted it & whether the Genl Assembly Concurred with the resolutions of the Council or not doth not appear, they are of Opinion that if the French are suffered to make Settlements and Fortifications in the Teritories & Dominions of his Majesty it may be Attended with bad Consequences to the Province of New York and to all the Kings Dominions on that part of the Continent that lies Adjacent to the French, And they Doubt not when that matter is Laid before his Majesty, by the President and Council of New York proper measures will be ordered to be taken to remove them if in the mean Time it be not Done by the force now in his Majestys pay In the Province of New York the Council here are very willing to order our Agent to joyn in any representation that is proper for New Jersey to make. But to order our Agent to joyn in any representation or Solicitation that shou'd be made by the Province of New York as we are Desired to do untill we know what that representation is, or what will be Sollicited for, is what wee cannot consent or Advise shou'd be done and we Desire that the President may signify this to the President of New York.

This day the Board was Informed that the Dispute 'twixt

[1] Taking.

Stephen & Hester Negroes, and the Executors of Elias Mestyer was Accommodated.

The President acquainted this Board that some time since he had received from Mr Chief Justice a recommendation of one Patrick McEvers to have the Presidents License for being a Practitioner of the Law, since which he had received a Letter from Some, the Members of this Board Complaining of the too great number of Practitioners many of whom was suposed not Suitably Quallifyed for that Employ and Desireing the President not to grant the said Lycence till the matter had been Considered in Council upon which he had delayed the granting any such Lycence, he also informed the Board that since that time he had received another, a very particular Recommendation from the Chief Justice of one David Ogden for to receive the like Lycence, and told them he had reason to believe that like application would be made to him on Behalfe of Coll^o^ Nathaniel Gilbert known to himself & as he believed to Others of this Board to be a person of Fortune and Suitable learning in the Law for that purpose and Desired the Advice of this Board what to do.

It is the Opinion of this Board that the President grant them Lycences as Usual,[1] But that it be Recommended to the Chief Justice to recommend no person to the Governour or President for the time being But such of whose Honesty Ability and Learning in the Law he is well assured after having publickly Examined in Open Court the person applying for such recommendation.

The President desired the opinion of this Board whether Jeremiah Foster Clerk of the County of Hunterdon shou'd be continued in that Office Considering the Petition and affidavit of John Dagworthy, and the order of this Board of the Fifteenth Inst. The Council Declined giveing any Opinion about it for want of a further Board.

[1] None of these names appear in the list of counsellors and attorneys given in the Appendix to Vroom's Supreme Court rules, but on p. 53 of that work it is stated that David Ogden was one of the first four sergeants-at-law appointed at the May Term, 1735, of the Supreme Court.

The President acquainted this Board that he is Inform'd Coll° John Parker is Sick and John Wells Esqr is sickly, And not able to attend that Coll° Van Horn was Summoned and James Alexander Liveing in New York.

The Petition of Evan Drummond Wm Chetwood and John Dagworthy Esq^rs^ Sheriffs is referred to the next Meeting.

Ordered that the Council do meet at Middletown in Monmouth County the third day of May next 1732.

Att a Council held at Middletown in the County of Monmouth the 4th Day of May 1732.

Present

Lewis Morris Esqr President of his Majestys Council

John Anderson
John Hamilton
John Reading
} Esq^rs^

The President laid before this Board his Majestys Disallowance of three Acts of Assembly of this Province in these words.

Att the Court at St James's the 25th day of November 1731.

Present

The Kings Most Excellent Majesty.

His Royall Highness the Prince of Wales	Earl of Marchmont
Lord Chancellor	Earl of Hay
Lord President	Lord Viscount Torrington
Lord Privy Seal	Lord Harvey
Duke of Bolton	Bishop of London
Duke of New Castle	Mr Comptroller
Earl of Scarborough	Sr Paul Methuen
Earl of Godolphin	Sr Wm Strickland
	Horatio Walpole Esqr

Whereas by Commission under the great Seal of great Brittain the Governour Council and Assembly of his Majestys Province of New Jersey are Authorized and Impowered to make Constitute and Ordain Laws Statutes and Ordinances for the Publick Peace Welfare and good Government of the s^d^ Province which laws Statutes and Ordinances are to be as near as Conveniently may be agreable to the laws & Statutes of this Kingdom and to be transmitted for his Majestys Royall Approbation or Disallowance, And whereas in pursuance of the said Powers an Act was lately passed in the said Province which hath been Transmitted Entituled as follows (Vizt)

An Act for the frequent meeting and Calling of the General Assembly of this Province and for the alternate setting thereof[1]

Which Act together with a Representation from the Lords Commissioners for Trade and Plantations thereupon haveing been referred to a Committee of the Lords of his Majesty's most honourable Privy Council, the said Lords of the Committee this Day presented the said Act to this Board with there Opinion that it was proper for his Majesty to Signifye his Disallowance thereof His Majesty takeing the same into his Royall Consideration is pleased with the Advice of his Privy Councill to declare his Disallowance of the said Act, And pursuant to his Majestys pleasure thereupon, the said Act is hereby Repealed Declared Void and of none effect Whereof the Governour or Commander in Chief of his Majestys Province of New Jersey for the time being and all others whom it may concern are to take Notice & Govern themselves accordingly.

JA: VERNON

[1] Governor Burnet wrote to the Lords of Trade, July 3, 1728, about this bill.—*N. J. Archives*, V., 194-2.

Att the Court at St James's the 25th Day of November 1731.

Present
The Kings most Excellent Majesty

His Royall Highness the Prince of Wales	Earl of Marchmont
	Earl of Hay
Lord Chancellor	Lord Viscount Torrington
Lord President	Lord Harvey
Lord Privy Seal	Bishop of London
Duke of Bolton	Mr Comptroller
Duke of New Castle	Sr Paul Methuen
Earl of Scarbrough	Sr William Strickland
Earl of Godolphin	Horatio Walpole Esqr

Whereas by Commission under the great seal of great Brittaine the Governor Council and Assembly of his Majestys Province of New Jersey are Authorized and Impowered to make Constitute and ordain Laws Statutes and ordinances for the Publick Peace welfare and good Government of the said Province, which Laws Statutes and ordinances are to be as near as Conveniently may be agreable to the Laws & Statutes of this Kingdom and to be Transmitted for his Majestys Royall Approbation or Disallowance—And whereas in pursuance of the s^{d} Powers an Act was lately past in the said Province which hath been Transmitted Entituled as follows Viz^{t}

An Act concerning the acknowledging & registering Deeds and Conveyances of Land and Declaring how the Estate or Right of a Feme Covert may be Conveyed or Extinguished.[1]

Which act together with a representation from the Lords Commissioners for Trade & Plantations thereupon haveing been referred to a Committee of the Lords of his Majestys most Honourable Privy Council, The said Lords of the Committee this day presented the said Act to this Board with their opinion And it was proper for his Majesty to Signify

[1] For Governor Burnet's account of the origin and object of this bill, see N. J. Archives, V., 195.

his Disallowance thereof—His Majesty takeing the same into his Royall Consideration is pleased with the advice of his Privy Council to Declare his Disallowance of the said Act—And pursuant to his Majestys Pleasure thereupon the said act is hereby repealed Declared Void and of None Effect. Whereof the Governor or Commander in Chief of his Majestys Province of New Jersey for the time being and all others whom it may concern are to take notice and Govern themselves accordingly.

JA: VERNON

Att the Court at St James's the 25th day of November 1731

Present

The Kings most Excellent Majesty.

His Royall Highness the Prince of Wales	Earl of Marchmont
Lord Chancellor	Earl of Hay
Lord President	Lord Viscount Torrington
Lord Privy Seal	Lord Harvey
Duke of Bolton	Bishop of London
Duke of New Castle	Mr Comptroller
Earl of Scarborough	Sr Paul Methuen
Earl of Godolphin	Sr Willm Strickland
	Horatio Walpole Esqr

Whereas by Commission under the great Seal of Great Brittain the Governor Council and Assembly of his Majestys Province of New Jersey are Authorized and Empowered to make Constitute and ordain Laws, Statutes and Ordinances for the Publick Peace welfare and good Government of the said Province which Laws Statutes and Ordinances are to be as near as Conveniently may be agreeable to the Laws and Statutes of this Kingdom and to be Transmitted for his Majestys Royall approbation or Disallowance,

And whereas in pursuance of the said Powers an Act was lately past in the said Province which hath been Transmitted Entituled as follows Viz^{t}

An Act for shortning of Law Suites & regulateing The practice and practitioners of the Law and other Officers[1]

Which act together with a representation from the Lords Commissioners for Trade and Plantations thereupon haveing been referred to a Committee of the Lords of his Majestys most Honourable Privy Council, The said Lords of the Committee this Day presented the said Act to this Board with their opinion that it was proper for his Majesty to signifye his Disallowance thereof, His Majesty takeing the same into His Royall Consideration is pleased with the advice of his Privy Council to Declare his Disallowance of the said Act, And pursuant to his Majestys pleasure thereupon the said Act is hereby repealed declared void and of none Effect. Whereof the Governor or Commander in Chief of his Majesty's Province of New Jersey for the time being and all others whom it may concern are to take notice and Govern themselves accordingly.

JA: VERNON

Which being read the Council advised the President to Issue out Proclamation to Notify the same to the Judges of the several Courts and Inhabitants of this Province.

There being several Defects in the ordinance for establishing of Courts and regulating Fees, this Board Desires the President to prepare an Ordinance for regulating of Fees Establishing of Courts in order to Lay the same Before this Board at their next Meeting.

Bowman } In Error
v. } The Record fyled 11th May 1732
Drad. } B. PRICE

[1] For Governor Burnet's comments on this bill, see N. J. Archives, V., 191

Att a Council held at Perth Amboy the seventh day of August in the Sixth Year of his Majestys Reign Annoq Domini 1732.

Present

Lewis Morris Esq[r] President

John Hamilton
John Parker
James Alexander
Cornelius Van Horne
} Esq[rs]

His Excellency William Cosby Esq[r] produced a Commission from his Majesty under the Broad Seal of Great Brittain bearing date the Day of in the Fifth Year of his Majestys Reign appointing him Captain General and Governour in Chief of the Province of New Jersey[1] which Commission was read And thereupon the President Delivered to his Excellency William Cosby Esq[r] the Seals of the Province.

Att a Council held at Perth Amboy on the Seventh Day of August in the Sixth Year of his Majestys Reign 1732.

Present

His Excellency William Cosby Esq[r] Captain General and Governour in Chief of the Province of New Jersey &[c]

Lewis Morris
John Hamilton
John Parker
James Alexander
Cornelius Van Horn
} Esq[rs]

The Council Administred to his Excellency William Cosby Esq[r] the Several Oaths mentioned in his Commission, together with the Oaths for the due Execution of his Commission and the Laws of Trade and Plantation, after which his Excellency Administred the Oaths appointed by Law to the

[1] The draft of the commission of Governor Cosby was submitted to the King for approval, by the Lords of Trade, on February 4, 1732.—*N. Y. Col. Docs.*, 932, 936.

Gentlemen of his Majestys Council present as before and then his Excellency went with the Council to the City Hall and his Excellencys Commission for Governour & Commander in Chief of this Province was Published & Openly Read.

His Excellency ordered a Proclamation to be Issued for the Continuing all Officers Civil and Military within the said Province in the Several and respective Offices and Employments untill further Order.

His Excellency William Cosby Esqr Captain General &^{c} Signed the following Warrants.

N° 35	To Lewis Morris Esqr as President of his Majestys Council for a quarter and half quarters Sallary Commencing the 23rd day of March 1731 to the 7th day of Augt 1732.....	187 „ 10 „ —
" 36	To Robert Lettice Hooper Esqr as Chief Justice the sum of thirty seven pounds Ten shillings procl^{n} money being for a quarters Sallary as Chief Justice Comm^{r} the 23^{d} March 1731 to the 23^{d} June 1732....	37 „ 10 „ —
" 37	To Peter Bard Esqr as Second Judge a quarters Salary from D^{o} to D^{o}.....	10 „ — „ —
" 38	To Michael Kearny a quarters Salary as treasurer Commenceing from D^{o} to D^{o}.....	10 „ — „ —
" 39	To James Smith a quarters Salary as Clerk of the Council & Clerk of the Circuits Com^{n} from D^{o} to D^{o}.....	12 „ 10 „ —
" 40	To Lawrance^{e} Smyth a quarters Salary as Attorney Genl Com^{n} from D^{o} to D^{o}..	10 „ — „ —
" 41	To John Allen a quarters Salary as Treasurer Com^{n} from D^{o} to D^{o}.....	10 „ — „ —
" 42	To John Avory a quarters Salary as Doorkeeper of the Council Commencing from D^{o} to D^{o}.....	2 „ 10 „ —

Att a Council held at Burlington the twenty seventh Day of Aprill Anno Dm̃ 1733.

Present
His Excellency Coll Cosby Esq[r] Governour &c.

John Hamilton, John Anderson } Esq[rs]
Peter Bard }

A Message from the House by M[r] Hude and M[r] Harrison acquainting his Excellency that a Number of the House sufficient to proceed to business were now mett, and that if his Excellency had anything to Communicate to them they were ready to receive it. To which his Excellency returned Answer, that he desired the Attendance of the House in the Council Chamber Immediately.

The House Attended Accordingly with their Speaker and his Excellency made the following speech.

Gentlemen, When his Majesty was Gracious[ly] Pleased to Appoint me Governour of this Province, I intended to embark very Early in the last spring, but upon the Application of your Agent I quitted that Resolution, In order to give the Assistance I was Able towards the defeating the Bill then Depending in Parliament in favour of the Sugar Islands, as also the getting the money Bill & Affirmation Act reconsidered and pass'd both which were laid aside, I am perswaided that by this time you, in a great measure have found the Benefitt of my Endeavours to serve you from the good success they have had.

Gentlemen of the Assembly

I intended to have had the Pleasure of Meeting you much sooner but was prevented by the Excessive Cold Winter we have had, as well as from some Representations made to me that it wou'd be inconvenient to most of the Members to Leave their Country Affairs Sooner, The Season of the year and Exigence of Affairs requires a speedy applycation, as

well as your utmost attention, I cannot but with great satisfaction express that from what I have already seen I may reasonably Expect, and have not the least reason to Doubt but that you are met together determined to support his Majestys Government by setling upon a Revenue, at least for as long a time as you at any former Assembly, have given it, and also sufficient to Enable me to doe what I most Desire, which is to Live Amongst you, And as near as possible to Divide my time Between the Government of this Province and that of New York, in order that I may consult & think what will be most proper to be done for the prosperity of the Jerseys, I do most heartily recommend unanimity in all your proceedings which will not only further the Dispatch of Business, But greatly tend to your Honour & reputation.

Gentlemen

His Majesty the best of Kings whose universal care of his Subjects he makes the rule of his Government has Commanded me to assure you of his protection in your Religion and all your Just Rights and Libertys, and of his gracious Inclination to encourage your Trade, on which the Strength and prosperity of the province does mostly Depend: If therefore you have any Bills of that Kind or any other to propose consistent with my Instructions which may conduce to the good of those you Represent you may Assure yourselves of my ready and Chearful assent to them.

W. Cosby.

At a Council held at Burlington the fourth May Anno Dm̃ 1733.

Present

His Excellency Coll Cosby Esqr Governour &^{c}

John Anderson
John Hamilton
Peter Bard
} Esq^{rs}

His Excellency took the Oath of Chancellor.

John Anderson and Peter Bard Esq^{rs} took the Oaths accordingly to law and likewise the Oath of Office as Counsellors.

Samuel Bustill took the Oaths according to Law and likewise the Oath of Office as Clerk of the Council.

A Message from the House by Mr Leaming and Mr Van Buskirk desiring that his Excellency would be pleased to appoint a Committee of the Council to Joyn a Committee of the House to examine and inspect the Treasurer's Accompts.

Ordered the Gentlemen of the Council or any three of them be a Committee to joyn a Committee of the House to inspect and Examine the Treasurers Accounts, and that they meet for that purpose at the House of Mary Willis on Tuesday morning next at Nine of the Clock, and that the Clerk of the Council do acquaint the House of Representatives therewith.

Ordered that the said Committee have power to send for persons and papers.

His Excellency having brought from England a New Broad Seal for this Province, the old one was Defaced and Cancell'd in Council.

At a Council held at Burlington the thirtyeth Day of May Anno Domini 1733.

Present

His Excellency Coll Cosby Esqr Governour &^{c}

John Anderson, John Hamilton } Esq^{rs} Peter Bard, Corn^{a} Van Horn } Esq^{rs}

His Excellency laid before this Board a Bill Entituled an Act Concerning the Acknowledging and registring of Deeds Conveyances of Land and Declareing how the Estate or right of a Feme Covert may be Conveyed or Extinguished which Bill was read the first time and ordered a second reading.

His Excellency laid before this Board one other Bill Entituled an Act for the frequent Meeting and Calling of the General Assembly of this Province and for the alternate sitting thereof, which Bill was read the first time and Ordered a Second reading.

His Excellency laid before this Board one other Bill Entituled an Act for Shortning of Law Suites & regulating the practice and Practitioners of the Law, which Bill was read a first Time and Ordered a second reading.

At a Council held at Burlington the thirty first Day of May Anno Domini 1733.

Present

His Excellency Coll Cosby Esqr Governour &c.

John Anderson, John Hamilton, John Reading Esq^{rs} — Peter Bard, Corn^{s} Vanhorn Esq^{rs}

The Bill Entituled an Act Concerning the Acknowledging and registring of Deeds and Conveyances of Land and declareing how the Estate or right of a feme Covert may be Conveyed or Extinguished, was read the Second time and Ordered to be Committed to the Gentlemen of the Council or any three of them.

The Bill Entituled an Act for the Frequent Meeting and Calling of the General Assembly of this Province and for the Alternate Sitting thereof was read the second time and ordered to be Committed ut supra.

The Bill Entituled an Act for Shortning of Law Suites and regulating the practice and practitioners of the Law and other Officers was read the Second time and ordered to be Committed ut supra.

At a Council held at Burlington the first of June 1733.

Present
His Excellency Coll° Cosby Esqr Govern^r &c.

John Anderson, John Hamilton, John Reading } Esq^rs
Peter Bard, Corn^s Van Horn } Esq^rs

His Excellency the Govern^r this Day in Council signed the following Warrants vizt

N° 43. To Charles Williams Administrator of all and Singular the goods and Chattels rights and Creditts that were of his Excellency John Montgomerie Esqr late Captn Genl & Govr in Chief of the Province of New Jersey New York &c. within the Province of New Jersey unadministred being for a quarters Sallary due to the Deceased as Govern^r of the said Province of New Jersey Commencing the 23^d day of June Anno 1730 to the 23^d of Sepr following..... 125 „ — „ —

44. To the same in his Capacity afs^d being for a quarters Sallary due to the s^d Dec̄ed as Governour afs^d Commencing the 23^d day of Sepr Anno 1730 to the 23^d day of Decem^r then next following..... 125 „ — „ —

45. To the same in his Capacity afs^d being for a quar^s Sallary due to the Dec̄ed as Govern^r aforesaid Commencing the 23^d day of Decem^r Anno 1730 to the 23^d March then next following..... 125 „ — „ —

46. To the same in his Capacity aforesaid being for thirteen Weeks Sallary due to the Deceased as Governour afs[d] Commencing the 23[d] Day of March 1730 to the 1st Day of July Anno Dom̃ 1731.. ..... 135 „ 8 „ —

At a Council held at Burlington the Nineth of June 1733

Present

His Excellency William Cosby Esq[r] Governour &[c]

John Anderson
John Hamilton } Esq[rs]
Peter Bard

Pursuant to his Excellencys message to the House by the Clerk of the Council that he Expected the Attendance of the House immediately in the Council Chamber, The House attended with their Speaker and his Excellency made the following Speech.

Gentlemen

Having heard how much you and those you represent seemed to have at Heart a Governour Distinct from that of New York, And knowing it was his Majestys pleasure I shou'd do every thing consistent with my Instructions for your Benefit, I was willing therefore to do all in my power towards removeing the Difficulties you Seemed to Apprehend your selves under, and to this End, in my speech to you at the opening of this Session I signifyed my Inclination to Divide my time as near as might be Between the Two Provinces Committed to my Care, Provided you on your part wou'd enable me so to do, And notwithstanding by your Adress to me I had great Reason to Expect this Yet I am very sorry I have it to say that after near seven weeks sitting at a great Expence to the Country you have done little to

this purpose or any Other of any great Importance to those you represent, perhaps a small recess and the opertunity of consulting your Constituents may better prepare you for the Dispatch of Business, which is your incumbent Duty, And therefore I have thought proper to Adjourn you until tuesday the Seventeenth of July next.

June 9th 1733 Wm Cosby

At a Council held at Burlington the Seventh of August 1733.

Present

John Anderson, John Hamilton, John Reading } Esqrs
Peter Bard, Cornˢ Van Horn } Esqrs

Mr Cooper Mr Stacy Mr Young Mr Pearson & Mr Harrison brought up to this Board a Bill entituled an Act for makeing Current Forty thousand pounds in Bills of Creditt.

Which Bill was read the first time & ordered a second reading.

Coll Cooper & Mr Stout brought up to this Board a Bill entituled an Act for the Relief & Discharge of Poor Distressed Prisoners for Debt.

Which Bill was read the First time and ordered a Second Reading.

At a Council held at Burlington the Eighth Day of August 1733.

Present

His Excellency Coll Cosby Esqr Governour &c

John Anderson, John Hamilton, John Wills } Esqrs
Peter Bard, Cornˢ Vanhorn } Esqrs

John Anderson Esqr Chairman of the Committee to whom was referred the Bill entituled [an Act for the frequent Meet-

ing and Calling of the General Assembly of this Province and for the alternate sitting thereof] reported to this Board that they had gone through the said Bill without any Amendment.

The said Bill was read the third time, and ordered that the said Bill do pass this Board.

Ordered that Coll[l] Anderson do Acquaint the House of Representatives therewith.

Cornelius Vanhorn Esq[r] Chairman of the Committee to whom was referred the Bill Entituled an Act concerning Acknowledging and Registring Deeds and Conveyances of Land and Declareing how the Estate or Right of [a] Feme Covert may be Conveyed or Extinguished, Reported that they had gone through the same without Amendment.

The said Bill was read the third time and Ordered that the said Bill do pass this Board.

Ordered that M[r] Vanhorn do acquaint the House of Representatives therewith.

John Reading Esq[r] Chairman of the Committee to whom was referred the Bill Entitled an Act for shortning of Law suits and regulateing the practise and practitioners of the Law and other Officers, reported that they had gone thro' the same without any amendment.

The said Bill was read the third time, and ordered that the said Bill do pass this Board.

Ordered that M[r] Reading do acquaint the House of Representatives therewith.

At a Council held at Burlington the Eighth of August 1733.

Present

His Excellency Coll[l] Cosby Esq[r] Governour &c.

John Anderson, John Hamilton, John Wills } Esq[rs]

John Reading, Peter Bard, Cornelius Vanhorn } Esq[rs]

ing and Calling of the General Assembly of this Province and for the [illegible] reported to this Board that they had [illegible] the said Bill without any [illegible].

The said Bill was read the third time and [illegible] the said Bill [illegible].

Ordered that [illegible] the Process of [illegible].

[illegible] Vandoren Esq. [illegible] of the Committee to whom was referred the Bill [illegible] Acknowledging and [illegible] Bond and [illegible] Bond and [illegible] they had [illegible].

The said Bill [illegible] the said Bill [illegible].

Ordered that [illegible] Vandoren [illegible].

[illegible] of the Committee to whom was referred the Bill [illegible] suits and regulating the practice and practitioners of the Law and [illegible].

[illegible] the said Bill [illegible].

Ordered that [illegible] Reading [illegible] the House of Representatives therewith.

At a Council held at Burlington the Eighth of August 1795.

Present

His Excellency Colt Gosby Esq. Governor &c.

John Anderson	Esq.	John [illegible]	Esq.
John Hamilton		Peter [illegible]	
John [illegible]		[illegible] Vandoren	

The Bill entituled an Act for makeing Forty thousand pounds in Bills of Creditt was read the second time & Committed to the Gentlemen of his Majesty's Council or any three of them.

The Bill entituled An Act for the Relief and Discharge of Poor Distressed Prisoners for Debt was read the second time and Committed ut supra:

At a Council held at Burlington the 10th Augt 1733 9 h a. m

Present

His Excellency Coll Cosby Esqr Governour &c.

John Anderson, John Hamilton, John Wills, John Reading, Peter Bard, Cornelius Vanhorn } Esqrs

Mr Grover and Mr Stout brought up to this Board a Bill entituled an Act for naturalizing Henry Marshon Peter Demon and Peter Knott which Bill was read the first time and ordered a second reading in the afternoon

The tenth August 1733. 3. h : p. m.

At a Council present as above.

The Bill Entituled an Act for naturalizing Henry Marshon Peter Demon and Peter Knott was read the second time & committed to the Gent of his Majesty's Council or any three of them.

At A Council held at Burlington the Day of Augst 1733.

Present

His Excellency Coll Cosby Esqr Governour &c.

John Anderson, John Hamilton, John Wills, John Reading, Peter Bard, Cornelius Vanhorn } Esqrs

Mr Bard Chairman of the Committee to whom was referred the Bill entituled an Act for makeing Current forty thousand pounds in Bills of Creditt reported that they had gone through the same & had made some amendments thereto, which amendments being read were agreed to by the Board, and the said Bill being read the third time with the Amendments—Ordered that the said Bill do pass, and that Mr Bard acquaint the House of Representatives therewith.

Mr Bard Chairman of the Committee to whom was referred the Bill entituled an Act for the naturalizing Henry Marshon Peter Demon & Peter Knott, reported that they had gone thro' the same and made some amendments thereto, which amendmts being read were agreed to by the Board. And the said Bill being read the third time, Ordered that the said Bill do pass, And that Mr Bard acquaint the House of Representatives therewith.

Mr Hamilton Chairman of the Committee to whom was referred the Bill Entituled An Act for the Relief and Discharge of poor Distressed prisoners, reported that they had gone thro' the said Bill without any amendment. The said Bill was read the third time, And ordered that the said Bill do pass. And that Mr Hamilton acquaint the House of Representatives therewith.

At a Council held at Burlington the 13th August 1733.

Present

His Excellency Coll Cosby Esqr Governour &c.

John Anderson, John Hamilton, John Reading, Peter Bard } Esqrs

Mr Hude and Mr Johnson brought up from the House of Representatives a Bill entituled an Act for the Better enabling of Creditors to recover their just Debts of Debtors who abscond themselves. Which Bill was read a first time and ordered a second reading.

At a Council held at Burlington the 13th August 1733. 4. h. p. m.

Present as before

His Excellency this day signed in Council an Order to Lawrance Smith Esq[r] Attorney Gen[l] for the Province of New Jersey and Edward Peirce Esq[r] who in his absence prosecutes the Pleas of the Crown in the said Province, requiring them or either of them to prosecute without Delay by information on his Majestys Behalf Micajah How, of Burlington Butcher William Omand of the same place Taylor Nathan Lovett of the same place Shoemaker and Peter Bishop of the same place Blacksmith, for Diverse misdemeanours by them Severally Committed as appears by Affidavits and Examinations this Day taken before his Excellency in Council.

The Bill entituled an Act for the Better enableing of Creditors to recover their Just Debts of Debtors who abscond themselves was read the Second time and ordered to be Committed to the Gent of his Majestys Council or any three of them.

M[r] Cooper and M[r] Pearson brought up from the house of representatives a Bill Entituled an Act for the Better inforceing an Ordinance made for establishing Fees and for regulating the practice of the Laws—Which Bill was read the first time and ordered a second reading

At a Council held at Burlington the 14th Aug[t] A. D. 1733.

Present

His Excellency Coll Cosby Esq[r] Governour &c.

John Anderson, John Wells, Peter Bard, John Hamilton, John Reading, Corn[s] Vanhorn } Esq[rs]

The Bill entituled an Act for the Better Enforcing an Ordinance made for Establishing Fees and regulateing the

practice of the Laws was read the second time and ordered to be committed to the Gentlemen of his Majestys Council or any three of them.

A message from the House of Representatives by M[r] Cooper and M[r] Pearson with the Bill Entituled, an Act makeing Current Forty thousand pounds in Bills of Credit to acquaint this Board that the House have agreed to the Amendments made thereto by the Council.

A message from the house of representatives by M[r] Cooper & M[r] Pearson with the Bill Entituled an Act for Naturalizing Henry Marshon Peter Demon & Peter Knott to acquaint this Board that the House have agreed to the Amendments made thereto by the Council

At a Council held at Burlington the 14th Aug[st] 1733 3. h. p. m

Present

His Excellency Coll Cosby Esq[r] Governour &c.

John Anderson, John Hamilton, John Reading, Peter Bard, Corn[s] Vanhorn } Esq[rs]

Cornelius Vanhorn Esq[r] Chairman of the Committee to whom was referred the Bill Entituled an Act for the Better Enabling Creditors to recover their Just Debts of Debtors who abscond themselves, Reported to this Board that they had gone thro' the said Bill and had made some Amendments thereto which Amendments being read were Agreed to by this Board, And the said Bill being read the third time with the amendments—Ordered that the said Bill do pass and that M[r] Vanhorn do acquaint the House of Representatives therewith and Desire their Concurrence thereto.

At a Council held at Burlington the 15th Augt 1733.

Present
His Excellency Coll Cosby Esqr Governour &c.

John Anderson, John Hamilton, John Reading } Peter Bard, CornS Vanhorn } Esqrs

The House of Representatives waited upon his Excellency with the following Bills Vizt a Bill Entituled an Act for Support of Government. One other Bill entituled An Act for Appropriating part of the Interest money paid or payable into the Treasury to the incidental Charges of this Government.

Which Bills were read the first time and Ordered a second Reading.

A message from the House of Representatives by Mr Cooper and Mr Pearson with the Bill entituled an Act for the Better enableing of Creditors to recover their just debts of Debtors who abscond themselves, to acquaint this Board that the House have agreed to the Amendments made thereto by the Council.

A message from the House of Representatives by Mr Brick and Mr Leaming with the Bill entituled an Act for Erecting the Lower part of the County of Salem into a Distinct County hereafter to be called and known by the name of Greenwich, which Bill was read the first time and ordered to lie upon the Table.

At a Council held at Burlington the 16th August 1733.

His Excellency Collonell Cosby Esqr Governour &c.

John Anderson, John Hamilton, John Wills, John Reading, Peter Bard, Cornelius Vanhorn } Esqrs

Mr Bard Chairman of the Committee to whom was referred the Bill entituled an Act for the Better enforceing an Ordinance made for Establishing Fees and regulateng the Practice of the Laws, reported that they had gone thro' the same, and had made some Amendments thereto, which Amendments being read were agreed to by the Board, And the said Bill being Read the third time with ye Amendments,—Ordered that the said Bill do pass, and that Mr do acquaint the House of Representatives therewith and Desire their Concurrence thereto.

The Bill entituled an Act for Support of Government was read the second time and Ordered a third reading.

The Bill entituled an Act for appropriating part of the Intrest money paid or payable into the Treasury to the incidental Charges of this Government was read the second time and Ordered a third reading.

A Message from the House of representatives by Mr Stout & Mr Stacy with a Bill entituled an Act for erecting the upper parts of New Jersey into a County, wch Bill was read the first time and Ordered to lye upon the Table.

At a Council held at Burlington the 16th of August 1733 horâ tertiâ post meridiêm

Present as above.

A Message from the house of Representatives by Mr Johnson & Mr Cooper with the Bill Entituled an Act for enforcing an Ordinance for Establishing Fees, and Regulateing the

Practice of the Law, to acquaint this Board that the House have agreed to the amendm^ts^ thereto by the Council.

The Bill entituled an Act for the Support of Government was read the third time and passed without any Amendments, and Ordered that Mr Bard and Mr Vanhorn do Acquaint the House of Representatives therewith.

The Bill entituled an Act for Appropriating part of the Interest money paid or payable into the Treasury to the incidental charges of this Government was read the third time and passed without any Amendments. Ordered that Mr Bard & Mr Van Horne do acquaint the House of Representatives therewith.

Mr Peter Bard from the Committee appointed to inspect the Treasurers accompts in Conjunction with the Committee of the Assembly haveing carefully Examined the same do agree to make this Report to the Governour and Council Contained in the following Accompt.

Dr John Allen Treasurer of the Western Division Cr
To the Province of New Jersey

Support of Government.

To Sundry arrearages in the following Countys as the same were reported in 1730 Vizt		
Burlington.....		£9 „ 11 „ 0
Hunterdon for the whole Quto in the Year 1729.....		74 „ 0 „ 6
To the Ball rems in his hands after the foregoing Arrearages were allowed.....		48 „ 17 „ 7½
To the Quotas of the Western Countys as by Law directed for 1730, 1731, 1732.		
Hunterdon	£74 „ 0 „ 6	
p an.....	£222 „ 1 „ 6	
Burlington	123 „ 7 „ 6	37 „ 2 „ 6
Gloucester	85 „ 15 „ 0	257 „ 15 „ 0
Salem	144 „ 2 „ 0	432 „ 6 „ 0
Cape May	31 „ 4 „ 6	93 „ 13 „ 6
		£1507 „ 17 „ 9½

By 5 Warrts pd Govr Burnett in the Year 1728, from the Intert money in the Treasury which shou'd have been replaced from the Support before last settlemt but was not & being since done is now allowed in this accomt		312 „ 10 „ —
By Sundry Warrts Certificates Rects & other Vouchers produced, which were endorsed by the Committee as Accounted for amounting to in all.....		971 „ 0 „ —
By Sundry Deficiencys for the Years 1730, 1731, 1732 Vizt		
Hunterdon County...		0 „ 12 „ 0
Burlington.		29 „ 19 „ 1
Salem.....		5 „ 2 „ 0
Cape May.....		4 „ 6 „ 0
By an error in the last report in suming up the Warrants then produced this Committee having Examined the Same, do find the Treasurer Short Credit .		13 „ 10 „ 0
Ball due.....		170 „ 18 „ 8½
		£1507 „ 17 „ 9½

Interest money paid from the Loan Office

	£	s	d
To Cash paid Govr Burnett by Order of the Genl Assembly out of the In^{t} money in his hands which was afterwards repaid him from the fund for the Support of Governm^{t}	312	10	0
To In^{t} money remaining in his hands at last Settlem^{t} as ℔ report App^{es} in the Year 1730	889	3	2¾
To Sundry Deficiencys since received Viz^{t}			
From Hunterdon County	16	16	1⅗
Burlington	3	13	10⅗
To Interest money payable from the Western Countys for 1730, 1731, 1732			
Hunterdon	162	11	1½
Burlington	229	6	1¼
Gloucester	163	7	7
Salem	279	14	4¾
Cape May	54	19	0¼
	£2112	1	5¼

	£	s	d
By Sundry Warrants Receipts Certificates &c which were indorsed as being accounted for amounting to in the whole	708	14	0
By the Deficiency ℔ Contra in the County of Burlington still unpaid	3	13	10⅗
By Sundry Deficiencys in the Countys following Viz^{t}			
Hunterdon	1	0	3
Gloucester	0	0	2½
Salem	0	4	7¼
Cape May	0	4	7¼
	1	9	9
Ballance due	1394	3	9¼
	£2112	1	5¼

The said Committee do also observe and report that the Treasurer brought before them 75 Bundles wherein were Contained Bills of Credit exchanged for new Bills pursuant to an Act of Genl Assembly passed in the year 1727 to the value of 13380£ being the whole Sum Delivered to him to Exchange, which money was burnt in their presence Likewise sundry Bills of Credit being the principal Sums brought into the Treasury by the Commissioners of the Loan Office canceled in the several Countys were also

	£ „ s „ d
Burnt to the value of.....	10679 „ 12 „ 4
remaining in the County of Hunterdon uncancelled.....	525 „ 6 „ 5
In the County of Gloucester.....	34 „ — „ —
In the County of Salem.....	90 „ — „ —
	11327 „ 18 „ 9

Which sum of 11327l „ 18s „ 9d makes up the whole Quota of the Western Division to this present Settlement

The Committee further proceeded to Examine the Accounts relateing to the Cancelling of such part of the 4000l paid into the Treasury from the Western Division by virtue of an Act passed in the year 1723, and upon Inquiry found that Mr Allen did receive Yearly for four Years £458 „ 9s „ 6d which makes in the whole..... 1833 „ 18 „ 0

And it appears that he Laid before the Coun[l]

Bills of Creditt Sufficient to pay for three years which were Cancelled amounting to 1375 „ 8 „ 6

Remain'd in his hands the fourth years payment uncancelled £458 „ 9 „ 6

The said Committee being fully satisfied with the Truth of the above account as it is here Stated do Observe and accordingly report that there is due from the Western Division arising from the Several Funds of Government as follows.

From the Treasurer

To the Ballance of the above Acc[t].....	170 „ 8 „ 8½
Interest money.....	1398 „ 3 „ 9¾
Hunterdon County for Support of Governm[t]	0 „ 12 „ 0
Interest money.....	1 „ 0 „ 3
Burlington County for Support of Governm[t]	29 „ 19 „ 1
Interest money....	3 „ 13 „ 10½
Salem County for Support of Government...	5 „ 2 „ 0
Interest money.....	0 „ 4 „ 7¾

Cape may County for Support of Governm^{t}	4	6	0
Interest money.....	0	4	$7\frac{3}{4}$
In all from the Western Division....£1614	5		$0\frac{1}{4}$

Mr Bard from the said Committee which further proceeded to Examine the Accounts belonging to the Treasury of the Eastern Division maketh this Report to the Governour and Council Contained in the following Accompt

Dr Michael Kearny Treasurer of the Eastern Division C^{r}
To the Province of New Jersey

Support of Government

To the Ballance remaining in his hands at last Settlement as ℔ the printed Report Appears	206 „ 18 „ 8	By the Arrearage ℔ Contra in the County of Middlesex Still out Standing	18 „ 18 „ $5\frac{1}{4}$
To an Arrearage in Middlesex County.	18 „ 18 „ $5\frac{1}{4}$	By an Arrearage in said County in 1730..	25 „ — „ —
Do in Somerset County..	18 „ 3 „ 0	By the County of Somerset Still due.....	18 „ 3 „ —
To the Quotas for the Eastern Countys as by Law directed for the Years 1730, 1731, 1732 Viz^{t}		By Sundry receipts Warrants and other Vouchers produced and accordinglymarked by the Committee as accompted for amounting in the whole to...	1759 „ 16 „ $3\frac{1}{2}$
Bergen County £81 „ -		Ballance due	46 „ 13 „ $4\frac{1}{2}$
18 „ 6 ℔ Ann^{o}.	245 „ 15 „ 6		
Essex 136 „ 2 „ 6 .	408 „ 7 „ 6		
Middlesex 114 „ 18 „ 0..	344 „ 14 „ 0		
Somerset 39 „ 0 „ 0..	117 „ 0 „ 0		
Monmouth 169 „ 11 „ 1..	508 „ 14 „ 0		
	£1868 „ 11 „ $1\frac{1}{4}$		1868 „ 11 „ $1\frac{1}{4}$

Interest money paid from the Loan Office

To Interest money remaining in his hands as appears by the last Report in 1730				By Sundry Deficiencys still unpaid by several Countys Viz^{t}			
To Sundry Deficiences at said time in the following Cou^{ys} Viz^{t}				Essex County	£75	19	0
Essex County	138	6	$5\frac{2}{5}$	Middlesex	165	9	$4\frac{1}{4}$
Middlesex	184	16	$10\frac{1}{5}$	Somerset	6	9	10
Monmouth	82	12	$8\frac{2}{5}$	By Sundry Warrants Receipts & other Vouchers produced & Indorsed by the Committee as Accounted for amounting in the whole to	821	5	—
Somerset	54	15	$10\frac{1}{5}$				
To interest money due from the following Countys for the Years 1730, 1731, 1732 Viz^{t}							
Bergen County	156	11	$2\frac{3}{4}$	Ballance due	1276	6	$2\frac{1}{4}$
Essex	265	2	$8\frac{3}{4}$				
Middlesex	217	0	$5\frac{1}{4}$				
Monmouth	330	19	$5\frac{1}{4}$				
Somerset	67	19	$9\frac{1}{2}$				
	£2345	9	$4\frac{1}{2}$		£2345	9	$4\frac{1}{2}$

The Committee proceeded further and Examined the said Treasurers accompts relateing to the Cancelling of such part of the 4000^{l} paid into the treasury from the Eastern Division by Virtue of an Act passed in the year 1723 for that purpose and upon Inquiry found that Mr Kearny ought to receive yearly During four years 5411 „ 10s „ 6d which Summed up will Ammount to ..... 2166 „ 2 „ 6

And it appears by the Report in 1730 that he Laid before the Governour & Council Bills of Credit which were Cancelled accordingly amounting to ..... 1547 „ 0 „ 0

And that the Debts formerly reported deficient belonging to this account are still outstanding in the following Countys Viz^{t}

In the County of Middlesex	240 „ 0 „ 0
Essex	7 „ 12 „ 5
Somerset	1 „ 18 „ 7
Remains in his hands uncancelled part of the fourth years payment of the four thousand pounds	369 „ 11 „ 6
The Debt formerly reported to be due from the Estate of William Ayres[1] deced is still outstand[g]	137 „ 8 „ 7¼

The said Committee being fully Satisfied with the Truth of the above account as it is here Stated do observe and accordingly report that there is due from the Eastern Division arising from the several Funds of Government as follows.

From the Treasurer

	£ „ s „ d
Ballance of the above Acc[t] for support of Governm[t]	46 „ 13 „ 4½
Interest money	1276 „ 6 „ 2¼
Middlesex County for Support of Government	43 „ 18 „ 5¼
Interest money	165 „ 9 „ 4½
Somerset County for Support of Government	18 „ 3 „ 0
Interest money	6 „ 9 „ 10
Essex County D[o]	75 „ 10 „ 0
	£1632 „ 19 „ 2½

The said Committee do conclude this General Report and Observe that there is due to the Province from both Divisions thereof as by the Severall Ballances thereof stated in the foregoing Accompt Appears Viz[t]

[1] Eler.

Western Division

By John Allen Interest and Support of Government as agreed to by him	1569 „ 2 „ 6¼
By four Western Countys deficient in Interest & Support	45 „ 2 „ 6
	1614 „ 5 „ 0¼

Eastern Division

By Michael Kearney.....as above	1322 „ 19 „ 6¾
By the Countys deficient in Interest and Support	309 „ 19 „ 7¾
By the said three Countys returned deficient of the four thousand pounds which was to be Canceled in 4 years	249 „ 11 „ 0
By the Estate of William Ayres[1] returned Deficient in the former report in the year 1730 still unpaid	137 „ 9 „ 7¼
By Michael Kearny rem[r] in his hands to be Exchanged for old Bills as part of the said 4000[l]	369 „ 11 „ 6
By John Allen.....D[o]...	458 „ 9 „ 6
	4462 „ 4 „ 10

Of this Account there is outstanding in the Eastern Division	1066 „ 9 „ 10½
In the Western Division.....	503 „ 12 „ 0
In the hands of Mich[l] Kearny.....	1322 „ 19 „ 6¾
In the hands of John Allen.....	1569 „ 2 „ 6¼
	£4462 „ 3 „ 11½

[1] Eier.

At a Council held at Burlington the 16th Augst 1733.

Present

His Excellency Coll Cosby Esqr Governour &c.

John Anderson, John Hamilton, John Wills, John Reading, Peter Bard, Cornˢ Van Horn } Esqrs

His Excellency in Council this Day signed the follˢ Warrts

47. To his Excellency for half a Quarters revenue Commˢ the 7th Augt 1732 to the 23d day of Septr following..... 62 „ 10 „ —
48. To his Excellency for a quarters Revenue Commˢ 23d Sept 1732 to the 23d Decemr following..... 125 „ 0 „ —
49. To his Excellency for a quarters Revenue Commˢ the 23d Decemr 1732 to 23d March following..... 125 „ 0 „ —
50. To his Excellency for a Quarters Revenue Commˢ 23d March 1732 to the 23d June Anno 1733 ..... 125 „ 0 „ —
52. To the Chief Justice for a Quarters Sallary Commˢ the 23d June 1732 to the 23d Sepr following..... 37 „ 10 „ —
53. To the Chief Justice for half a Years Sallary 23d Sept 1732 to the 23d March following..... 75 „ — „ —
54. To the Chief Justice for a quarters Sallary Commˢ 23d March 1732 to the 23d June 1733..... 37 „ 10 „ —
55. To Peter Bard Esqr Second Judge a quarters Sallary Commˢ 23d June 1732 to the 23d Sepr following..... 10 „ — „ —
56. To Peter Bard Esqr Second Judge half a years Sallary Commˢ 23d Sepr to the 23d March following..... 20 „ — „ —

57. To Peter Bard Esqr Second Judge a q^{rs} Sallary Commg 23^{d} March 1732 to the 23^{d} June 1733 ..... 10 „ — „ —
58. To John Allen Esqr Treasurer a Quarters Sallary Commencing the 23^{d} June 1732 to the 23^{d} Septr following..... 10 „ — „ —
59. To John Allen Esqr Treasurer half a Years Sallary Com^{g} 23^{d} Sepr 1732 to the 23^{d} March following..... 20 „ — „ —
60. To John Allen Esqr Treasurer a q^{rs} Sallary Commencing 23^{d} March 1732 to the 23^{d} June following..... 10 „ — „ —
61. To Michael Kearny Esqr as Treasurer a q^{rs} Sallary Commencing 23^{d} June 1732 to the 23d Sepr following..... 10 „ — „ —
62. To Michael Kearny Esqr as Treasurer half a Years Sallary Commencing 23^{d} Sepr 1732 to the 23^{d} March following..... 20 „ — „ —
63. To Michael Kearny Esqr as Treasurer a quarters Sallary Commencing 23^{d} March 1732 to 23^{d} June 1733..... 10 „ — „ —
64. To Law^{e} Smith Esqr as Att^{e}y Genl a q^{rs} Sallary Commencing 23^{d} June 1732 to the 23^{d} Sepr following..... 10 „ — „ —
65. To Law^{e} Smith Esqr as Att^{e}y Genl half a years Sallary Commencing 23^{d} Sepr 1732 to 23^{d} March 1732 ..... 20 „ — „ —
66. To Lawrance Smith Esqr as Att^{e}y Genl a q^{rs} Sallary Comm^{g} 23^{d} March 1732 to 23^{d} June 1733..... 10 „ — „ —
67. To Char^{s} Williams Esqr one q^{r} 2 month & 8 Days Sallary as Clk of the Coun^{l} & Clk of the Circuits Comm^{g} 15th Octr 1732 to 23^{d} March following..... 22 „ 11 „ 3

68.	To Exrs of James Smith Esq[r] late Secretary &[c] 1 quarter & 22 Days Sallary as Clk of the Council & Clk of the Circuits Comm[g] the 23[d] June 1732 to 15th Oct[r] following	14 „ 18 „ 9
69.	To John Avory for 1 month & 15 Days Sall[y] as door keeper to the Council Com[g] 23[d] June 1732 to 6th August following	1 „ 5 „ 0
70.	To John White for 3 qr[s] 1 month & 15 Days Sallary as Doorkeeper of the Council Comm[g] 17th Aug[t] 1732 to 23[d] June foll[r]	8 „ 15 „ 0

His Excellency in Council signed the following Warr[ts] payable by virtue of an Act passed this Sessions of Assembly for the payment of the incidental Charges of this Government &[c]—

		£ „ s „ d.
2.	To John Anderson Esq[r] one of his Majestys Coun[l] for 82 days Attendance	24 „ 12 „ —
3.	To John Hamilton Esq[r] one of his Majestys Council for D[o]	24 „ 12 „ —
4.	To John Wills Esq[r] one of his Maj[s] Council for 3[0] days D[o]	9 „ — „ —
5.	To John Reading Esq[r] one of his Maj[s] Coun[l] for 82 days D[o]	24 „ 12 „ —
6.	To Corn[s] Van Horn Esq[r] for D[o] attendance	24 „ 12 „ —
7.	To Peter Bard Esq[r] for D[o]	24 „ 12 „ —
8.	To John Kinsey Esq[r] for revising the laws & other Services	60 „ — „ —
9.	To Mich[l] Kearny Esq[r] for 86 Days as Clk of the House & oth[r] Services	54 „ 8 „ —
10.	To Caleb Kaper for Signing Bills &[c]	25 „ — „ —
11.	To Andrew Johnson & Michael Kearny for D[o] Service 25l each	50 „ — „ —

12. To Richard Smith Senr for D^{o} Service.....	25	„ —	„ —
13. To Isaac DeCow for inspecting the press..	5	„ —	„ —
14. To Danl Smith Junr for D^{o} Service.....	5	„ —	„ —
15. To William Bradford for Printing Votes &^{c}.....	30	„ —	„ —
16. To Andrew Bradford for reprinting Acts &^{c}.....	154	„ 6	„ —
17. To And^{w} Bradford for printing the Bills of Creditt last made Curr^{t} &c.....	120	„ —	„ —
18. To Wm White as Door keeper to the Assembly 78 Days.....	11	„ 14	„ —
19. To John Borradail as Serjeant at Arms for D^{o} Days.....	11	„ 14	„ —
20. To John Kinsey Esqr for the use of Richd Pattridge[1] Agent of this Province at the Court of Great Brittain.....	252	„ 13	„ 5
21. To John Kinsey Esqr for drawing the Laws passed this Sessions of Assembly,	15	„ —	„ —

Burlington 16th August 1733

Pursuant to his Excellencys Message to the House of Representatives by the Clerk of the Council that he Desired the Attendance of the House immediately in the Council Chamber, The House attended with their Speaker, and his Excellency in Council was pleased to give his Assent to the following Bills Viz^{t}

1. An Act entituled, an Act for support of Government
2. An Act, entituled an Act for appropriating part of the Interest money paid or payable into the Treasury to the incidentall Charges of this Governm^{t}
3. An Act entituled, an Act for makeing Forty thousand pounds in Bills of Creditt
4. An Act entituled, An Act for the relief and Discharge of poor Distressed Prisoners.

[1] Partridge.

5. An Act entituled an Act for the Better of enabling of Creditors to recover their just Debts of Debtors who Abscond themselves.
6. An Act entituled, An Act for the Better enforceing an Ordinance made for Establishing Fees and regulating the Practice of the Law.
7. An Act entituled, an Act for Naturalizing Henry Marshon, Peter Demon, and Peter Knott.

The afores[d] Acts were Published, And then his Excellency Desired the Assembly to return to the House and adjourn themselves to the Twenty Seventh day of November Next The Assembly returned and Adjourned themselves accordingly.

At a Council held at Perth Amboy May 6th 1734

Present
His Excellency Coll[l] Cosby Esqr Governour &c.

John Anderson, John Hamilton } Esq[rs]
Peter Bard, Corn[s] Van horn } Esq[rs]

William Provoost Esq[r] was called in and sworn of his Majestys Council for this Province.

His Excellency signed the following Warrants Viz[t]

N° 71. To his Excellency for a quarters Revenue Commencing the 23[d] day of June 1733 to the 23[d] day of Sep[r] following..... £125 „ — „ —
72. To his Excellency for a quarters Revenue commencing 23[d] Sep[r] 1733 to the 23[d] Decem[r] following..... 125 „ — „ —
73. To his Excellency for a quarters Revenue Commencing 23[d] Dec[r] 1733 to the 23[d] March following..... 125 „ — „ —

74. To the Chief Justice for a quarters Sallary Commencing 23d June 1733 to the 23d Sepr following..... 37 „ 10 „ —
75. To the Chief Justice for half a years Sallary Commencr ye 23d Sepr 1733 to the 23d March following..... 75 „ 0 „ —
76 To Peter Bard Esqr Second Judge for a quarters Sally Commencing the 23d June 1733 to the 23d Sepr following.. 10 „ — „ —
77. To Peter Bard Esqr second Judge half a years Sally commencing the 23d Sepr 1733 to the 23d March following..... 20 „ — „ —
78. To Michael Kearney Esqr as Treasurer a quarters Sallary Comencing 23d June 1733 to the 23d Sepr following.. 10 „ — „ —
79. To Michael Kearny Esqr as Treasurer half a years Sally comencing 23d Sepr 1733 to the 23d March following..... 20 „ — „ —
80. To John Allen Esqr as Treasurer a quarters Sallary Comencing the 23d June 1733 to the 23d Sepr following.. 10 „ — „ —
81. To John Allen Esqr as Treasurer half a years Sallary Comencing the 23d Sepr 1733 to the 23d March following... ..... 20 „ — „ —
82. To Lawco Smith Esqr late Atty Gen1 a quarters Sallary Comencing the 23d June 1733 to the 23d Sepr following.. 10 „ — „ —
83. To Joseph Warrell Esqr Atty Gen1 half a years Sallary Comencing 23d Sepr 1733 to the 23d March following..... 20 „ — „ —
84. To Lawrance Smith Esqr Clerk of the Council a qrs Sallary Commencing 23d June 1733 to the 23d Sepr following..... .. 7 „ 10 „ —

85. To Lawrance Smith Esqr Clerk of the Coun^{l} half years Sall^{y} Comencing 23^{d} Sepr 1733 to 23^{d} March following... 15 „ — „ —

86. To James Hooper Esqr Clerk of the Circuit a q^{rs} Sallary Comencing 23^{d} June 1733 to the 23^{d} Sepr following.. 5 „ — „ —

87. To James Hooper Esqr Clerk of the Circuit half a q^{rs} Sallary Comencing 23^{d} Sepr 1733 to 23^{d} March following..... 10 „ — „ —

88. To John White Door Keeper of the Council a quarters Sallary Comencing 23^{d} June 1733 to the 23^{d} Sepr following..... 2 „ 10 „ —

89. To John White Door Keeper of the Council half a years Sallary Comencing 23^{d} Sepr 1733 to 23^{d} March following..... 5 „ — „ —

Then a New Ordinance for the Settings of the Supreme Court was laid before the Council, of which they Deferred the Consideration till to morrow morning.

At a Council held at Perth Amboy May 7th 1734

Present

His Excellency William Cosby Esqr Governour &c.

John Anderson, John Hamilton, Peter Bard, Cornelius Vanhorn, William Provoost } Esq^{rs}

A New Ordinance for settings of the Supreme Courts, Read Approved and Ordered to be Sealed.

His Excellency was pleased to Sign an Order to the Attorney General to fyle one or more Informations in the Supreme Court against William Harrison of the County of Gloucester,

and also against Richard Border[1] of the County of Burlington for divers Misdemeanours by them severally Committed &c.

Ordered that for the future Imediately after the Settings of the Supreme Court, the Clerk of that Division do transmitt to the Clerk of the other Division a Docquet of all the Causes Entred Rules, Taken or any other Business done at the Court relateing to that other Division, to the End the same May be Entred on the Minutes of Court there.

At a Council held at Perth Amboy the 28th Sepr 1734.

Present

His Excellency Coll Cosby Esqr Governour &c.

John Anderson
John Hamilton
Cornelius Van horn } Esqrs

John Hamilton Esqr Second Judge of the Supreme Court of this Province took the Oaths appointed to be taken by Act of Parliament, & afterwards took the Oath of his Office.

His Excellency was pleased to sign the following Warrts

		£	s.	d
N° 90	To his Excellency for a quarters revenue Commencing 23d March 1733 to the 23d June following 1734.....	125	„ —	„ —
91.	To his Excellency for a quarters revenue Commencing 23d June 1734 to 23d Sepr following.....	125	„ —	„ —
92.	To the Chief Justice for a quarters Sallary Comencing 23d day of March 1733 to 23d June following.....	37	„ 10	„ —
93.	To the Chief Justice for a quarters Sallary Commencing the 23d June 1734 to the 23d Sepr following.....	37	„ 10	„ —

[1] Borden.

94. To the Exrs of Peter Bard Esqr late Second Judge for a quarters Sallary Commencing 23^{d} March 1733 to 23^{d} June 1734..... 10 „ — „ —

95. To the Exrs of Peter Bard Esqr late Second Judge Sallary from the 23^{d} Day of June 1734 to the 1st Augt following..... 5 „ — „ —

95. To John Hamilton Esqr Second Judge, for his Sallary Comencing 1st Augst 1734 to the 23^{d} Sepr following..... 5 „ — „ —

96. To Michael Kearny Esqr as Treasurer for his Sallary Comm^{g} 23^{d} March 1733 to 23^{d} Sepr following 1734..... 20 „ — „ —

97. To John Allen Esqr as Treasurer half a Years Sallary Comm^{g} 23^{d} March 1733 to 23^{d} Sepr 1734..... 20 „ — „ —

98. To Joseph Warrell Esqr Att^{oy} Genl half a years Sallary commencing the 23^{d} of March 1733 to 23^{d} Sepr 1734..... 20 „ — „ —

99. To Lawrance Smith Esqr Clerk of the Council half a Years Sallary Commencing 23^{d} March 1733 to 23^{d} Sepr 1734..... 15 „ — „ —

100. To James Hooper Esqr Clerk of the Circuits half a y^{rs} Sallary Commencing 23^{d} March 1733 to 23^{d} Sepr 1734 10 „ — „ —

100. To John White Door keeper of the Council half a Years Sallary Comencing 23^{d} March 1733 to 23^{d} Sepr 1734..... 5 „ — „ —

N° 1. To his Excellency Pursuant to an Act of General Assembly Entituled An Act for Appropriating Part of the Interest money paid or payable into the Treasury to the incidental Charges of this Government..... 200 „ — „ —

Ordered that Attorney General have Leave to file an Information in the Supream Court of this Province against the Several Justices of the Peace for the County of Essex that were in Commission in May 1733 And also the Freeholders of said County Chosen by Act of Assembly of this Province for not keeping the Publick Goal of that County in good & sufficient Repair.

Andries Bowman Plt
ag^{t}
Abraham Lodge on the Dim of Peter Praa Defend^{t}
} In Error

On moc̃on of Mr Chambers for the Defend^{t} Ordered that the Plt in Error do return the Writt of Error and file the Record with the Clk of the Council of the Eastern Division in a month after Service of this Rule on him or his Attorney on Record or that he be non Suit, & on moc̃on of the same it is Ord^{d} that the Plt in Error do Assign Errors within one month after filing of the Record or that he be non Suit.

At a Council held at Elizabeth Town June 24th 1735.

Present
His Excellency William Cosby Governour &c.

John Anderson
John Hamilton
William Provoost
} Esq^{rs}

Richard Reed Plt
agst
James Vanhorn on the Demise of Danl Coxe Def^{t}
} In Error Trespass & Ejectm^{t} whereof Scire fac &^{c}

On Moc̃on of Mr Murray of Council for the Defendant in Error Ordered that the Plt in Error return the Writt of Error & file the Record with the Clerk of the Council of the

Eastern Division of the Province on or before the Fifteenth day of July next or be non suited, And on Moc̄on of the same it is Ordered that the Plt in Error assign Errors on or before the Twenty second Day of July next or be non suited.

James Melvin Plt a The same Deft	In Error, Trespass & Ejectm^{t} whereof Scire fac &^{c} On Moc̄on of the same, the Like Rule.
George Woolsey Plt a The same Defend^{t}	In Error, Trespass & Ejectm^{t} whereof Scire fac &^{c} On Moc̄on of the same, the like Rule.
Rebeccca Winder & Thos Winder Plts a The same Defend^{t}	In Error, Trespass & Ejectm^{t} whereof Scire fac &^{c} On Moc̄on of the same, the like Rule.
Thomas Curtis Plt a The same Defend^{t}	In Error, Trespass & Ejectment whereof Scir fac &^{c} On Moc̄on of the same, the like Rule.
William Cornwall Plt a The same Defend^{t}	In Error, Trespass & Ejectm^{t} whereof Scir fac &^{c} On Moc̄on of the same, the like Rule.
John Hendrickson Plt a The same Defend^{t}	In Error, Trespass & Ejectment whereof Scir fac &^{c}
Nathaniel Moore Plt a Mathew Feeble on the Dem of Danl Cox Def^{t}	In Error, Trespass & Ejectm^{t} whereof Scir fac &^{c} On Moc̄on of the same, the like Rule

At a Council Held at Perth Amboy on the 6th day of August in the Ninth Year of his Majestys Reign Anº 1735.

Present
His Excellency William Cosby Esqr Governour

John Anderson
John Hamilton
Cornelius Vanhorn
} Esqrs

His Majestys Royal Instruction to his Excellency appointing John Peagrim Esqr one of his Majestys Council for this Province was read and Ordered to be Entered in the Council Book. In obedience to which the said John Peagrum Esqr after takeing all the State Oaths and the Oath of a Councelr Took his place at the Board.

George, R. [L. S.]

Additional Instruction to our Trusty and well beloved William Cosby Esqr our Capn General & Governr in Chief in and over our Province of Nova Cæsarea or New Jersey in America, or to the Commander in Chief of our said Province for the time being Given at our Court at St James's the thirtieth Day of November 1733 in the Seventh year of our Reign.

Whereas we have thought it for our Royal Service that all the Surveyors General of our Customs in America for the time being shou'd be admitted to sitt and vote in the Respective Councils of the several Islands & Provinces within their Districts as Councellors Extraordinary dureing the time of their Residence there. Now we do hereby constitute and Appoint John Peagrum Esqr Surveyor General of our Customs in the Northern District of our Dominions in America, and the Surveyor Genl of our Customs within the said District for the time being, to be Councellors Extraordinary in our sd Province of New Jersey; And it is our will and pleasure that he and they be for the future admitted to Sitt and Vote in our said Council as Councellors Extraordinary during the time of his or their residence there; It being our

Royal intention, if through Length of time the said John Peagrum or any other Surveyor Gen[l] Should become the Senior Councillor in our said Province, that neither he nor they shall, by virtue of Such Seniority, be ever Capable to take upon him or them the Administration of the Government there upon the Death or Absence of any of our Captains General or Governours in Chief or Lieutenant Governours, but whenever such Death or Absence shall happen, the Government shall Devolve upon the Committee next in Seniority to the Surveyor General, unless wee shou'd hereafter think it for our Royal Service to Nominate the said John Peagrum or any other of our said Surveyors General Councillors in Ordinary in any of our Governments within their Survey, who shall not in that case be Excluded any Benefitt which attends the Seniority of their Rank in the Council. It is likewise our will and pleasure, And you are hereby required by the first oppertunity to move the Assembly of our said Province under your Government, that they provide for the Expence of makeing Copies for the said John Peagrum and the Surveyor General of our Custom's in our s[d] Province for the time being of all Acts and papers which Bear any Relation to the Duty of his Office; and in the meantime you are to give Orders that the said John Peagrum, or the Surveyor General for the time being as afores[d] be allowed a Free Inspection in the Publick Offices within Your Government, of all such acts and papers, without paying any Fee or reward for the same

G. R.

After which his Excellency was pleased to Sign the following Warrants

N° 102. To himself for a quarters Sallary from 23[d] Sep[r] 1734 to the 23[d] December following..... 125 „ — „ —

103. To himself a quarters Sallary from 23[d] Decem[r] to 23[d] March following.. 125 „ — „ —

104. To himself for a quarters Salary from 23d March 1734 to 23d June 1735.. 125 „ — „ —
105. To the Chief Justice for a quarters Salary from the 23d day of Sepr 1734 to 23d day of Decemr following..... 37 „ 10 „ —
106 To the Chief Justice for a quarters Salary from the 23d Decemr 1734 to the 23d March following..... 37 „ 10 „ —
107. To the Chief Justice for a quarters Salary from the 23d day of March 1734 to the 23d June 1735..... 37 „ 10 „ —
108. To the Second Judge for a half Years Salary from the 23d day of Septemr 1734 to the 23d March following... 20 „ — „ —
109. To the Second Judge for a quarters Salary from the 23d March 1734 to the 23d June 1735..... 10 „ — „ —
110. To John Allen Esqr Treasurer of the Western Division of New Jersey for a half Years Salary from Sepr 23d 1734 to March 23d following... 20 „ — „ —
111. To John Allen Esqr as Treasurer for a quarters Salary from the 23d March 1734 to the 23d June 1735.. 10 „ — „ —
112. To Michael Kearny Esqr late Treasurer for one Month and 19 Days Salary from Sepr 23d 1734 to Novr 11th foll..... 5 „ 7 „ 4
112. To Andrew Johnson Esqr present Treasurer for the Eastern Division for 1 month & 12 Days Sallary from Novemr 11th 1734 to Decr 23d following..... 4 „ 12 „ 8
113. To Andrew Johnson Esqr as Treasurer for half a Years Sallary from 23d Decemr 1734 to 23d June foll^{s}.. 20 „ — „ —

114.	To Joseph Warrell Esqr Att^{e}y Genl for half a Years Salary from 23^{d} Sepr 1734 to 23^{d} March following..	20 „	— „ —
115.	To Joseph Warrel Esqr Att^{e}y Genl for a quarters Sallary from 23^{d} March 1734 To 23^{d} June following.....	10 „	— „ —
116	To Law : Smith Esqr as Clerk of the Council for half a Years Sallary from 23^{d} Sepr 1734 to 23^{d} March following.....	15 „	— „ —
117.	To Law : Smith Esqr as Clerk of the Council for a quarters Salary from the 23^{d} March 1734 to the 23^{d} June following.....	7 „	10 „ —
118.	To James Hooper Esqr as Clerk of the Circuits for half a years Salary from the 23^{d} Septem^{r} 1734 to 23^{d} March follow^{g}.....	10 „	— „ —
119.	To James Hooper Esqr as Clerk of the Circuits for a quarters Sallary from 23^{d} March 1734 to 23^{d} June 1735.....	5 „	— „ —
120.	To John White as Door keeper for half a Years Sallary from the 23^{d} September 1734 to the 23^{d} March following.....	5 „	— „ —
121.	To John White as Door ker of the Council for a q^{re} Sallary from the 23^{d} March 1734 to 23^{d} June 1735..	2 „	10 „ —
N° 2.	To himselfe pursuant to an Act of General Assembly Entituled an Act for Appropriating part of the Interest money paid or payable into the Treasury to the incidental Charges of this Government.....	200 „	— „ —

Collonel Anderson arose from his place at the Board, And then produced a Receipt from Michael Kearny late Treasurer of this Province in these words vizt

Amboy 14th May 1728. Then received of Mrs Jannot Gordon Executrix of Thos Gordon Esqr Dece^{d} the sum of Seventeen Pounds Seventeen Shillings & Two pence proclamation money which sum the Auditors Appointed by a Rule of Court, found the said Thomas Gordons Estate Indebted to the Government.

£17 „ 17 „ 2 I say Rec^{d} p^{r} MICH: KEARNY.

Upon which his Excellency and the Council were unanimously of Opinion that the Bond entered into by the s^{d} Coll^{l} Anderson and others with Thomas Gordon Esqr late Treasurer of this Province for the faithfull Execution of his office of Treasurer be Delivered up & Cancelled.

At a Council held at Perth Amboy on the Seventh Day of August 1735.

Present
His Excellency William Cosby Esqr Govr &^{c}

John Anderson, John Hamilton, Cornelius Van horn, John Peagrum } Esqr^{s}

James Van Horn ads Richd Reed } In Error
The Plea in Nullo Est Erratum filed

On Mocon of Mr Murray with the Consent of Mr Kinsey, Ordered that the Errors be argued on Wednesday the Twentieth Instant.

The Same ads James Melvin } The like

The Same ads Geo : Woolsey } The like

The Same ads Rebecca Winder & Thos Winder } The like

The Same ads Thos Curtis } The Like

The Same ads Wm Cornwall } The Like

The Same ads Jno Hendrickson } The like

Mathew Feeble ads Nathl Moore } The Like

And Bowman a Abraham Lodge } In Error
The Plea in Nullo Est Erratum filed.

On Mocon of Mr Chambers ordered that the Errors be argued on Wednesday the Twentieth Instant

At a Council held at Perth Amboy on the Twenty first Day of August 1735.

Present

His Excellency William Cosby Governour

John Anderson, John Hamilton, John Reading, Corns Vanhorn, William Provoost } Esqrs

His Excellency laid before this Board his Majestys Order in Council Repealing an Act of Assembly of this Province in these words.

Att the Court at St James's the 3rd Day of Aprill 1735

Present
The Kings Most Excellent Majesty

Lord President	Earl of Selkirke
Duke of Athol	Lord Harvey
Duke of New Castle	Lord Harrington
Earl of Leicester	Lord Hardwick
Earl of Essex	Stephen Poyntz Esqr

Whereas by Commission under the great Seal of great Brittain the Governour Council and Assembly of his Majestys Province of New Jersey are authorised and Empowered to make Constitute and Ordain Laws, Statutes and Ordinances for the Publick Peace, wellfare and good Government of the said Province; which Laws, Statutes & ordinances are to be, as near as conveniently may be, agreeable to the Laws and Statutes of this Kingdom, and to be Transmitted for his Majestys Royal Approbation or Disalowance: And whereas in pursuance of the said Powers, An Act was passed in the said Province on the sixteenth of August 1733 which hath been Transmitted Entituled as follows Viz^{t}

"An Act for the better Enforcing an Ordinance made for "Establishing Fees, and for Regulating the practice of the "Law.

Which Act, together with a Representation from the Lords Commissioners for Trade and Plantations, proposing the repeal thereof, haveing been referred to the Consideration of a Committee of the Lords of his Majestys most Honourable Privy Council for Plantation Affairs; The said Lords of the Committee did this Day report to his Majesty as their Opinion, that the said Act ought to be repeiled. His

[illegible] JOURNAL OF GOVERNOR AND COUNCIL. [illegible]

His Excellency laid before this Board the Majesty's Order in Council Repealing an Act of Assembly of this Province in these words:

At the Court of St. James's the 28th day of April 1[illegible]

Present

The Lords Most Excellent Majesty

Lord President	[illegible]
[illegible]	[illegible]
[illegible]	[illegible]
[illegible]	[illegible]
[illegible]	[illegible]

Whereas on Consideration under the great Seal of [illegible] Britain [illegible] Council and Assembly of the Majesty's Province of Nevis [illegible] are authorised and Required to make [illegible] Laws [illegible] for the [illegible] of the said Province [illegible] may be agreeable to the Laws and Statutes of this Kingdom, and to be Transmitted for his Majesty's Royal Approbation or Disapprobation [illegible] in pursuance of the said Powers, An Act was passed in the said Province on the sixteenth of August 1[illegible] which had been Transmitted Entitled as follows Viz.

"An Act [illegible] Fees, and for Regulating the [illegible] of the [illegible]

Which Act [illegible] a Representation [illegible] the Lords Commissioners for Trade and Plantations [illegible] peal thereof having been referred to the Consideration of a Committee [illegible] Privy Council for Plantation Affairs; The said Lords of the Committee did this Day report to his Majesty [illegible] Opinion, that the said Act ought to be repealed. [illegible]

Majesty takeing the same into his Royal Consideration, was pleased with the Advice of his Privy Council, to Declare his Disalowance of the said Act; And pursuant to his Majestys pleasure thereupon expressed, The said Act is hereby Repealed, Declared Void and of none Effect, Whereof the Governour, Commander, in Chief of his Majestys Province of New Jersey for the time being, and all others whom it may Concern, are to take notice and Govern themselves Accordingly.

TEMPLE STANYAN

His Excellency was also Pleased to Communicate to the Board the following Instruction being N° 7.

And whereas by our Commission you are Empowered in Case of the Death or Absence of any of our Council of the said Province to fill up the Vacancies in our said Council to the Number of Seven and no more, You are from time to time to send to us as aforesaid and to our Commissioners for Trade and Plantations the name or names & qualities of any Member or Members by you putt into our said Council by the first Conveniency after your so doing.

And there being at present no more than Six of the Members Living and in the Province and one of them by Age being rendered incapable of attending In order to make the number of Seven, Thomas Farmar Esqr was by his Excellencys Command with the Advise of the Members present called in and Sworn of his Majestys Council and took his place at the Board

James Vanhorn
ads
Richard Reed } In Error

Mr Murray of Council for the Defend^t^ in Error moved the Board for leave to Amend the Error the want of the letter (S) in the word Tenements, in the Record returned in this Cause. His Excellency & the Board ordered accord^y^

The Same ads James Melvin } The Like

The Same ads George Woolsey } The like

The Same ads Thos Curtis } The like

The Same ads Wm Cornwall } The Like

Matt^w Feeble ads Nathl Moore } The like

Richd Reed a James Vanhorn } In Error

Mr Kinsey of Council for the Plaintiff in Error Entred upon the Argument in this Cause in Support of the Errors Assigned and went through the same.

Mr Murray of Council for the Defendant Answered Mr Kinseys Argument and Endeavoured to Support the Judgment.

It being late his Excellency and the Board allowed Mr Kinsey time 'till to morrow to reply.

Collonel Farmar withdrew from the Board.

Andries Bowman a Abraham Lodge } A Petition of Andries Bowman the Plt in Error was read setting forth that his Council absolutely refused to appear or Act in his Defence and praying that Council might be Assigned him and that his Cause be put off till such Council shall be prepared to

make his Defence, which prayer he also further urged in person.

Mr Chambers of Council for the Def^t^ in Error opposed the prayer of said petition and he, Mr Murray & Mr Kinsey moved the Board that the Judgm^t^ in this Cause be affirmed unless Cause be Shewn by to morrow at Eleven of the Clock.

Which his Excellency & this Board ordered Accordingly.

At a Council held at Perth Amboy August 22^d^ 1735.

Present

His Excellency the Governour

John Anderson
John Reading
Corn^s^ Vanhorn } Esq^rs^
Willm Provoost
Thos Farmar

Richd Reed
a
James Vanhorn } In Error

Mr Kinsey Entred upon his Reply to Mr Murray's Argument and went through the same.

Upon mature Deliberation his Excellency & the Council are of Opinion and do Order that the Judgm^t^ in this Cause be Affirmed with Costs, and that Thomas Farmar Esqr one of this Board do Tax the s^d^ Costs.

James Melvin
a
The Same } The like

George Woolsey
a
The Same } The like

Rebecca Winder &
Thos Winder
a
The Same } The like

Thos Curtis
a
The Same
} The like

Wm Cornwall
a
The Same
} The like

John Hendrickson
a
The Same
} The Like

Nathl Moore
a
Matthew Feeble
} The Like

Richd Reed
ads.
James Vanhorn
} Trespass & Ejectment

The Plaintiff in Error Appealed from the Judgmt here given to the King in Council and Prayed his Appeal might be allowed, which is granted on the Terms mentioned in the Kings Instructions to the Governour Vizt That the Appealant do make Affidavit that the Value of the thing Appealed far Exceeds Two hundred pounds Sterling, And do in fourteen Days next give Sufficient Security to prosecute this Suite with Effect and Answer the Condemnation, And also pay such costs & Damages as shall be awarded by the King and Council, of the names of which Securitys reasonable notice is to be given to the Deft in Error, with Liberty to him to Except thereto, And are to be Taken and Approved of by some one of this Honourable Board, And that thereupon and in the meantime Execution be Stayed unless or untill the Defendant in Error shall give Such Security as is Directed in the said Instruction, to be given before one of this Board in manner aforesaid.

James Melvin
ads
The Same
} The Like

George Woolsey ads The Same } The like

Rebecca Winder and Thoˢ Winder ads The Same } the like

Thomas Curtis ads The Same } The Like

Wᵐ Cornwall ads The Same } The like

John Hendrickson ads The Same } The like

Nathˡ Moore ads Matthew Feeble } The like

Abraham Lodge ads Andˢ Bowman } Coll: Farmar withdrew from the Board

On moc̃on of Mʳ Chambers (no Cause being Shewn to the Contrary) Ordered that the Rule Entered Yesterday be made peremptory with Costs of Suite, And that John Hamilton Esqʳ one of this Board do Tax the said Costs.

Upon Moc̃on of Mʳ Murray and upon reading an Inquisition and Two Affidavits setting forth a Notorious Riot lately Committed by some persons Disguised and their faces besmeared with Black, in the County of Hunterdon upon the persons putt by Daniel Coxe Esqʳ in to possession of two Plantations by him lately recovered, & violently turning the said persons out of possession.

Ordered that a Proclamation do forthwith issue for Apprehending all or any of the said persons, with a reward of thirty Pounds, besides his Majestys most Gracious Pardon to the Discoverer of any of the Guilty Persons.

His Excellency was pleased to sign the following Warr^ts

N° 122. To John Kinsey Esqr for the use of Richard Partridge Agent of this Province for two Years Salary from the 23^d day of September 1732 to the 23^d day of Sepr 1734..£160 „ — „ —

At a Council Holden at Perth Amboy the 16th day of March 1735/6

Present

The Honble John Anderson Esqr President

John Hamilton
John Reading
James Alexander } Esq^rs
Thomas Farmar

The Council being Met on occasion of the death of his late Excellency Col. Cosby on the tenth Instant, Col. Hamilton acquainted this Board that he had received, from the Council of New York by the hands of Mr Secretary Home the late Governor's Commission, Instructions and the Seal of this Province for which he had Given a Receipt to the said Mr Home, and he Now Delivered the said Commission Instructions and Seal to the President who thereupon took the Oaths and Signed the Declaration required by Law. Also the Oath for the due Execution of his Office as President of his Majesty's Council and Commander in Chief of this Province the Oath for the due observation of the Laws of Trade, And the Oath of Chancellor.

Ordered that a Proclamation Issue Authorizing all Officers Civil and Military to continue in their respective Offices till

further Order, which was drawn up and Signed by the President and Immediately published at the City Hall with the Attendance of the Corporation.

Mr Van Horne took his Place at the Board

The President Signed the following warrants

N° 123	To the Executors of his late Excelly Col: Cosby for a Quarters Salary from the 23d day of June 1735 to the 23d of Sepr following.....	£125 „ — „ —
124.	To the Same for a Quarters Salary from the 23d day of Sepr to the 23d of Decemr following.....	125 „ — „ —
125.	To the Same for 2 M° & 17 days Salary from the 23d day of Decr 1735 to the 10th March Inst the day of his sd late Excellys death.....	107 „ 5 „ —

Ordered that the Sherriffs of every County in this Province Do within One Month after Notice of this Order, Give Security for the due Execution of their respective offices by Entring into Recognizance to our Sovereign Lord the King each of the said Sherriffs in the Sum of Four hundred pounds with two Sureties Freeholders in the same County each in two hundred pounds (except the Sherriffs of the Counties of Sommerset Bergen and Cape May, who are to enter into Recognizance in the Sum of two Hundred pounds each with Sureties in One hundred pounds each) the said recognizances to be Lodged in the Clerks Office of such County. And that the Clerk of the Council Do Send a Copy of this Order to the first Judge of each County Court of this Province who is hereby Ordered to Give Notice thereof to the Sherriff and within two Months after his Receipt thereof Send an Account to the Secretarys Office what has been done pursuant to this Order.

Ordered that the Clerks of the several Counties do in like

manner give Security in the Sum of One hundred Pounds each their Recognizances to be Transmitted to the Secretarys Office

At a Council Holden at Perth Amboy the 19th day of March 1735/6.

Present

The Honble John Anderson Esqr President

John Hamilton
John Reading
Cornelius Van Horne } Esq^rs
Thomas Farmar

Ordered that the Clerk send to William Bradford his Majestys Printer a Copy of the Proclamation published last Tuesday with Directions to him to Print Fifty of them and send them hither by the first opportunity, And that upon the Receipt of them the Clerk do send four or five of them to the Sherriff of each County in the Province to be affixed at the most publick Places there.

The President and Council Signed a Petition to the King for a Seperate Governor in those words.

To the Kings most Excellent Majesty

The Humble Petition of your Majestys President and Council of your Province of New Jersey the Speaker and divers of the Members of their General Assembly on behalf of themselves and others the Inhabitants of the said Colony, Sheweth

That upon the Surrender of the Government of this Province to your Majestys Royal Predecesor Queen Anne the Proprietors and Inhabitants of this Colony had great Reason to Hope the Governor then appointed over this Province would have been Distinct from the Person that was to be Governor of New York But to the great Disappointment of this Colony the Person then Governor of New York was also appointed Governor of this Province and the several

Persons who have Since been appointed Governors of New York have also at the same time been appointed Governors of this Province.

That the great value of the Government of New York beyond that of New Jersey (your Petitioners humbly conceive) has always Induced the Governor of both for the time being, Not only to prefer New York to this Province for his almost continual Residence, but often to prefer the Interests of that Colony to the great prejudice of This; And should it be Your Majestys Pleasure to continue Us under the same Governor with the Province of New York We have too great Reason to fear the like inconveniencys will ensue to the great Detriment of this Colony.

That the absence of the Governor for the time being from this Province Sometimes for a whole Year together has too often occasioned almost an Entire Neglect of the Affairs of this Government and great Delays in the Administration of Justice, both in Causes depending before the Governor in Chancery, and those before the Governor and Council on Writts of Error and otherways to the Great impoverishing of the Parties who there seek Right, and to the great Discouragement of your Majestys Loyal Subjects of this Province

That although the applications heretofore made on the behalf of this Province for Relief in the Premises have proved ineffectual, Yet as We are Sensible Your Majesty is the Common Parent of all your Subjects, That they are equally the Objects of Your Royal Care & Tenderness Your Petitioners flatter themselves, that when your Majesty shall be informed how inconvenient and Detrimental it is to this Your Province and how prejudicial to your Majestys Service to have the same Person Governor of New Jersey that is Governor of New York, and that the Inhabitants of this Your Majestys Province are equally willing and able to Support a Distinct Governor with Divers of the Neighbouring Colonies who enjoy that benefit under your Majesty That You in Your Royal Goodness will be Induced at this June-

ture on the occasion of the Death of his Excellency William Cosby Esq[r] late our Governor to grant Us our humble Prayer

May it therefore Please Your Majesty in Your great Clemency and Goodness to Relieve your Dutifull and Loyal Subjects the Inhabitants of this Your Province in the Premisses by Commissionating some Person to be their Governor, different and distinct from the Person that is to be Governor of Your Province of New York.

And Your Petitioners as in Duty Bound
Shall Ever Pray &c.

At a Council holden at Perth Amboy the 20th day of March 1735/6

Present
The Honourable John Anderson Esq[r] President

John Hamilton
John Reading
Cornelius Van Horne } Esq[rs]
Thomas Farmar

The President Signed the following Warrants Viz[t]

N° 126. To Robert Lettis Hooper Esq[r] Chief Justice for a Quarters Salary from the 23[d] day of June 1735 to the 23[d] of Sep[r] following..... £37 „ 10 „ —

127. To Robert Lettis Hooper Esq[r] Chief Justice for a Quarters Salary from the 23[d] day of Sept[r] 1735 to the 23[d] of Dec following..... 37 „ 10 „ —

128. To John Hamilton Esq[r] Second Judge for a Quarters Salary from the 23[d] day of June 1735 to the 23[d] of Sep[r] following..... 10 „ — „ —

129. To John Hamilton Esqr Second Judge for a Quarters Salary from the 23^{d} day of Sepr 1735 to the 23^{d} of Decr following..... 10 „ — „ —

130. To Joseph Warrel Esqr Attorney General for a Quarters Salary from the 23^{d} day of June 1735 to the 23^{d} of Septr following..... 10 „ — „ —

131. To Joseph Warrel Esqr Attorney General for a Quarters Salary from the 23^{d} day of Sepr 1735 to the 23 of Decr following..... 10 „ — „ —

132. To John Allen Esqr Treasurer for half a Years Salary from the 23^{d} day of June 1735 to the 23^{d} of Decr following..... 20 „ — „ —

133. To Andrew Johnston Esqr Treasurer for half a Years Salary from the 23^{d} day of June 1735 to the 23^{d} of Decr following..... 20 „ — „ —

134. To Lawrence Smyth Esqr Clerk of the Council for a Quarters Salary from the 23^{d} day of June 1735 to the 23^{d} of Sepr following..... 7 „ 10 „ —

135. To Lawrence Smyth Esqr Clerk of the Council for a Quarters Salary from the 23^{d} day of Sepr 1735 to the 23^{d} of Decr following..... 7 „ 10 „ —

136. To James Hooper Esqr Clerk of the Circuits for half a Years Salary from the 23^{d} day of June 1735 to the 23^{d} of Decr following..... 10 „ — „ —

137. To John White Door keeper of the Council for half a Years Salary from the 23^{d} day of June 1735 to the 23^{d} of Decr following..... 5 „ — „ —

138. To John Kinsey Esqr for the Use of Richard Partridge Agent of this Province for a Years Salary from the 23^{d} day of Sepr 1734 to the 23^{d} of September 1735..... ..... 80 „ — „ —

At a Council holden at Perth Amboy the 31st day of March 1736.

Present

The Honourable John Hamilton Esqr

Cornelius Van Horne
William Provoost
Thomas Farmar
} Esq^{rs}

The Council being met on occasion of the death of the late President the Honourable John Anderson[1] Esqr His Majestys Instructions to the late Governour were Read whereby it appears that the Honble John Hamilton Esqr is the Eldest Councillor now residing in the Province It is therefore the unanimous Opinion of this Board that he take upon himself the Administration of the Government.

And accordingly the Honble John Hamilton Esqr took the Oaths appointed by his Majestys said Instructions, the Oath as President and Commander in Chief of this Province the Oath for the due observation of the Laws of Trade and the Oath of Chancellor, and took his place as President

Ordered that a Proclamation do immediately Issue notifying the death of the late President and authorizing all Officers—Civil and Military to continue in their respective Offices till further Order, which was accordingly drawn up, Signed by the President and Published at the City Hall.

The President Signed the following Warrants Viz^{t}

[1] John Anderson died at Perth Amboy, March 28, 1736.—*N. J. Archives*, V., 445.

		s	d
N° 139.	To the Ex^{rs} of the late Honble John Anderson Esqr for eighteen days Salary from the 10th of March Instant to the 28th..	£24 „	12 „ 6
140.	To Robt Lettis Hooper Chief Justice for a Quarters Salary from the 23^{d} day of Decr 1735 to the 23^{d} of March Instant.....	37 „	10 „ —
141.	To himself as Second Judge for a quarters Salary from the 23^{d} day of Decemb^{r} 1735 to the 23^{d} of March Instant.....	10 „	— „ —
142.	To Joseph Warrell Esqr Attorney General for a Quarters Salary from the 23^{d} day of Decr 1735 to the 23^{d} of March Instant.....	10 „	— „ —
143.	To John Allen Esqr Treasurer of the Western division for a Quar^{trs} Salary from the 23^{d} day of Decr 1735 to the 23^{d} of March Instant.....	10 „	— „ —
144.	To Andrew Johnston Esqr Treasurer of the Eastern Division for a Quarters Salary from the 23^{d} of Decr 1735 to the 23^{d} of March Ins^{t}.....	10 „	— „ —
145.	To Lawrence Smyth Esqr Clerk of the Council for a Quarters Salary from the 23^{d} of Decr 1735 to the 23^{d} of March Instant.....	7 „	10 „ —
146.	To James Hooper Esqr Clerk of the Circuits for a Quarters Salary from the 23^{d} day of Decr 1735 to the 23^{d} of March Instant.....	5 „	— „ —
	To John White Door keeper of the Council for a Quarters Salary from the 23 day of Decr 1735 to the 23^{d} of March Instant.....	2 „	10 „ —

Ordered that a Copy of the Proclamation Published to Day be Transmitted to William Bradford and that fifty be Printed and Sent down to the Clerk of the Council to be by him dispersed in the Several Counties

Ordered that the Treasurer be Desired to pay the several Expresses sent to Summon the Council on this and the last occasion.

At a Council holden at New Brunswick the 28th day of June 1736.

Present

The Honble John Hamilton Esqr President

John Reading
Cornelius Van Horne } Esq^rs
Thomas Farmar

The President Signed the following Warrants Viz^t

N° 148.	To Himself as Commander in Chief for two Months & twenty five days Salary from the 28th day of March last to the 23^d Inst.....	118 „ 2 „ 6
149.	To Robert Lettis Hooper Esqr Chief Justice for a Quarters Salary from the 23^d day of March last to the 23^d of June Instant.....	37 „ 10 „ —
150.	To Joseph Warrel Esqr Attorney General for a Quarters Salary from the 23 day of March last to the 23^d of June Instant.....	10 „ — „ —
151.	To Andrew Johnston Esqr Treasurer of the Eastern Division for a Quarters Salary from the 23^d day of March last to the 23^d Instant.....	10 „ — „ —

152. To John Allen Esq[r] Treasurer of the Western Division for a Quar[s] Salary from the 23[d] day of March last to the 23[d] of June Instant..... 10 „ — „ —

153. To Lawrence Smith Esq[r] Clerk of the Council for a Qu[rs] Salary from the 23[d] day of March last to the 23[d] of June Instant..... 7 „ 10 „ —

154. To James Hooper Esq[r] Clerk of the Circuits for a Quarters Salary from the 23[d] day of March last to the 23[d] of June Instant..... 5 „ — „ —

155. To John White Door keeper of the Council for a Quarters Salary from the 23[d] day of March last to the 23[d] of June Instant..... 2 „ 10 „ —

His Majestys Royal Approbation of An Act of Assembly Entituled "An Act for appropriating part of the Interest money paid or payable into the Treasury to the incidental Charges of this Government, was Read and Ordered to be Entered in the Council Books which is done in these Words.

At the Court at S[t] James's the 26th day of November 1735.

Present

The Kings most Excellent Majesty

Lord President	Earl of Selkirk
Lord Privy Seal	Lord Harrington
Duke of Newcastle	S[r] Charles Wager

Whereas by Commission under the Great Seal of Great Britain the Governor Council and Assembly of his Majesty's Province of New Jersey are Authorized and Empowered to Make Constitute and Ordain Laws Statutes and Ordinances for the Publick Peace Welfare and good Government of the said Province which Laws Statutes and Ordinances are to be

as near as conveniently may be agreeable to the Laws and Statutes of this Kingdom and to be Transmitted for his Majesty's Royal Approbation or Disallowance. And whereas in pursuance of the said Powers, An Act was past in the said Province on the 16th of August 1733 which hath been Transmitted Entituled as follows Viz[t]

An Act for appropriating part of the Interest money Paid or Payable into the Treasury to the Incidental Charges of this Government.

Which Act together with a Representation from the Lords Commissioners for Trade and Plantations thereupon having been Referred to the Consideration of a Committee of the Lords of his Majestys Most Honourable Privy Council for Plantation Affairs—The said Lords of the Committee did this day Report their Opinion to his Majesty that the said Act was proper to be approved—His Majesty in Council taking the same into Consideration was Graciously pleased to declare his Approbation of the said Act, and pursuant to his Majesty's Royal Pleasure thereupon Expressed the said Act is hereby Confirmed finally Enacted and Ratifyed accordingly. Whereof the Governor or Commander in Chief of his Majestys Province of New Jersey for the time being and all others whom it may Concern are to take Notice and Govern themselves accordingly.

JA: VERNON

The President and Council having been informed by several Hands and likewise by the Publick Prints that his Majestys Royal Approbation of An Act of Assembly past the last Sessions for the Stricking Forty Thousand pounds in Bills of Credit is some Time past come to the Hands of John Kinsey Esq[r]—Ordered that the Clerk do by the Post to morrow signify to the said M[r] Kinsey the Order of this Board that he do by the first opportunity send the said Royal Approbation to the President that the same may be published in Council and Entered in the Books as it ought to be, before any Proceedings are on the said Act.

At a Council holden at Perth Amboy the 23d day of August 1736.

Present
The Honble John Hamilton Esqr President

John Reading
Cornelius Van Horne } Esqrs
Thomas Farmar

The President laid before this Board sundry Affidavits containing Complaints of the Misbehaviour of Bennet Bard Esqr Sherriff of Hunterdon[1] as Also a Letter from some Merchants in Philadelphia to the same Purpose and praying to be heard by their Council in Support of what they alledge.

It is ordered that the said Bennet Bard have Copies of the said Affidavits for paying for the Same and that the twenty third day of September next be appointed for the hearing of all Parties with their Evidences on the said Complaints and the said Bennet Bard in his Defence. And that if any other Complaints against him are lodged with the President within a Week after this Sitting of the Board that the Complainants and their Evidences be heard at the aforesaid Time Provided the said Bard be served with Copies of the said Complaints at least a Week before the said Hearing.

At a Council holden at Perth Amboy the 24th day of August 1736.

Present
The Honble John Hamilton Esqr President

John Reading
Cornelius Van Horne } Esqrs
Thomas Farmar

[1] Bennet Bard, the oldest son of Peter Bard, is supposed to have been born at Montpelier, France, whence his father came to Burlington city about 1700. Bennet owned a mill and extensive tracts of land in Burlington county, and died about 1752.— *West Jersey Surveyors' Association*, 110.

The President laid before the Board some more Petitions against Bennet Bard Esq[r] Sherriff of Hunterdon

Aaron Deane a James Fenn on the Dim of John Nevill	In Error—the Return Made and filed—On Motion of M[r] Price for the Defendant in Error Ordered that the Plaintiff in Error do Assign his Errors within Fifteen days or a Non Suit

On Motion of M[r] Kearny for M[r] Costigin Attorney for the Plaintiff Ordered this Rule be Enlarged for a week.

N° 156. The President Signed a warrant to Benjamin Franklin[1] for fifty Seven pounds two Shillings for Printing the last Acts of Assembly and for Printing the Mortgages &° for the £20000 Act Binding the Books and finding Paper..... £57 „ 2 „ 0

The Clerk laid Before this Board a Letter he had received from John Kinsey Esq[r] dated the 4th of 5th M° signifying the said M[r] Kinseys refusal to Transmit to this Board his Majesty's Royal Approbation of the Forty Thousand Pound Act pursuant to an Order of Council of the 28th day of June last which Order he in the said Letter acknowledged the Receipt of and that he was possessed of the said Royal Approbation This Board do adhere to their Opinion that they have a Right to Demand the Delivery of the said Approbation to them in Order to have it Entered in the Council Books and that till the same be done they neither Can or Will take any further Notice of the said Approbation And it is Ordered that if the Same be not Transmitted by the twenty third day of September next to the President and Commander in Chief for his notice as therein is Directed then a Proclamation do Issue forbidding all further Proceedings Thereon.

[1] Franklin had worked with his employer, Samuel Keimer, in 1728, at Burlington, printing New Jersey money, when a sagacious Jerseyman predicted that he would one day supplant his employer.—*Parton's Franklin, I., 164.*

At a Council holden at Perth Amboy the 23d day of September 1736.

Present

The Honble John Hamilton Esqr President

John Reading
William Provoost } Esqrs
Thomas Farmar

The Clerk laid before the Board N° 156 A Warrant Granted to Benjamin Franklin at the last Sitting of the Council which was Signed upon a Supposition that his Demand was for Printing the Books and Mortgages &c for the twenty thousand pound Act. The Board Ordered the said Warrant to be Cancelled and another to be Drawn for Fifteen Pounds twelve Shillings Payable to said Franklin for Printing twelve Sheets of the Acts of Assembly past the last Sessions pursuant to a Certificate from Richard Smith and Isaac Peirson.

Archibald Home Esqr laid before this Board an Account of two pounds ten Shillings due to him for his Charges in bringing Down the Commission Seal &c from New York to Amboy after Col: Cosbys Death, which the Board (in hopes it will be the last time[1]) do Desire the Treasurer to Pay him.

At a Council holden at Perth Amboy the 24th day of September 1736.

Present

The Honble John Hamilton Esqr President

John Reading
William Provoost } Esqrs
Thomas Farmar

The Board Proceeded to hear the Complaints against Bennet Bard Esqr Sherriff of Hunterdon County—And after

[1] This was another of the "inconveniences" of having the one person Governor of New York and New Jersey.

hearing Several Petitions and Affidavits Read against the said Sherriff: and several Affidavits on his behalf and Examining diverse Witnesses upon Oath: They are unanimously of Opinion that the said Bennet Bard has been Guilty of divers notorious Barratrys Extortions and other malversations in his Office, and of Cruelly and unjustly Useing and Abusing the Prisoners in his Custody, And that he is not fit to be Continued any longer in that office, and the Gentlemen of the Council do Advise the President to Remove him from the said Office and to Appoint some proper Person in his Stead And his Honour with the consent of the Council was pleased to Appoint Mr David Martin Sherriff of that County in the Room and Stead of the said Board [Bard]

Aaron Deane ag^{t} James Fenn on the Dim. of John Nevill } Mr Price for the Defendant in Error moved the Board for a Non Suit in this Cause, the Reasons in Error not being filed But on motion of Mr Costigin Council for the Plaintiff the Board allowed a month to file the Reasons.

The President Ordered the 3^{d} 4th 10th and 11th Instructions from the King to the late Governor Cosby to be Entered in the Council Books—and then Signed the following Warrants for a Quarters Salary from the 23^{d} day of June last past to the 23^{d} Instant Viz^{t}

N° 157.	To Himself as Commander in Chief...	£125 „ — „ —
158.	To Robert Lettis Hooper Esqr Chief Justice	37 „ 10 „ —
159.	To Joseph Warrell Esqr Attorney General	10 „ — „ —
160.	To Andrew Johnston Esqr Treasurer of the Eastern Division.....	10 „ — „ —
161.	To John Allen Esqr Treasurer of the Western Division.....	10 „ — „ —
162.	To Lawrence Smyth Esqr Clerk of the Council.....	7 „ 10 „ —

163. To James Hooper Esq[r] Clerk of the Circuits..... 5 „ — „ —
164. To John White Door keeper of the Council..... 2 „ 10 „ —

Instruction

3[d] You are forthwith to Communicate unto our said Council such and so many of these our Instructions wherein their advice and Consent are mentioned to be requisite as likewise all such others from time to time as You shall find Convenient for Our Service to be imparted to them.

4th You are to Permit the Members of our said Council to have and Enjoy freedom of Debate and Vote in all affairs of Publick Concern that may be Debated in Council.

10. You are likewise to signify Our Pleasure unto the members of our Said Council that if any of them shall hereafter Absent themselves from our said Province and Continue Absent above the Space of twelve Months together without leave from you, or from Our Governor or Commander in Chief of the said Province for the time being first Obtained under Your or his Hand and Seal: or shall remain Absent for the Space of two Years[1] Successively without our Leave Given them, under Our Royal Sign Manual their Place or Places in our said Council shall immediately thereupon become Void and that We Will forthwith Appoint others in their Stead.

11. And Whereas We are sensible that Effectual Care ought to be taken to Oblige the Members of Our Council to a due attendance therein in Order to prevent the Many inconveniencys that may happen for want of a Quorum of the Council to Transact Business as occasion may Require It is our Will and Pleasure that if any of the Members of Our said Council residing in the Province shall hereafter wilfully absent themselves from the Council Board when duly Sum-

[1] Evidently referring to Col. Lewis Morris, who had gone to England in 1731 to work for the removal of Governor Cosby, and had remained abroad nearly two years, without leave.—*Papers of Lewis Morris*, 22 7; *Smith's N. Y., II.*, 19.

moned without a Just and lawfull Cause, and shall Persist therein after Admonition You Suspend the said Councillors so Absenting themselves till Our further Pleasure be known, giving Us timely Notice thereof, And We hereby Will and Require you, that this our Pleasure be Signified to the several Members of Our Council aforesaid, And that it be Entered in the Council Books of Our said Province as a Standing Rule.

At a Council holden at Perth Amboy the 25th day of September 1736.

Present

The Honble John Hamilton Esqr President

John Reading
William Provoost } Esq^rs
Thomas Farmar

N° 156. The President Signed the Warrant to Benjamin Franklin for Fifteen pounds twelve Shillings as Ordered on the 23 Instant..... £15 „ 12 „ —

His Honour likewise Signed the Proclamation agreed upon at the Sitting in August last.

The Recorder of this City laid before this Board the following Acts or Ordinances of the Corporation Viz^t An Ordinance concerning Freemen—An Ordinance for further Regulating Negroes in this City. An ordinance for preventing Frauds in ,Firewood and Hay Sold within this City—An Ordinance concerning Swine and Geese An ordinance for making Bread and Regulating the Assise thereof—An ordinance to Enforce the due Attendance of the several Persons of the Corporation—An Ordinance Prohibiting the burning of Lime and Coal in the City. Humbly Praying in behalf of the said Corporation that this Board would please to Confirm the said Acts to the End they may be made perpetual

pursuant to the Charter Which Acts being perused His Honour was pleased to Confirm them all

The President and Council Ordered the Ordinance for the Sittings of the Supream Court to be altered as follows (to witt) after the Court in May next, that it be held at the City of Perth Amboy the Second Tuesday in August instead of the first and at Burlington on the first Tuesday in November instead of the First Tuesday in October.

the Circuit Court in Monmouth to be the Second Tuesday in November and in Essex the Third Tuesday in the same Month.

At a Council holden at Perth Amboy the 20th day of October 1736.

Present

The Honble John Hamilton Esqr President

John Reading
Cornelius Van Horne
William Provoost
Thomas Farmar
} Esq^rs

The Honourable Lewis Morris Esqr came into Council and made a Demand of the Administration of the Government of this Province by Vertue of his Majesty's Commission to the late Governor and the Royal Instructions in which he is named as the Eldest Councillor, and Tendered to the Board a Paper said to be a Copy of an additional Instruction from her Majesty Directed as follows Viz^t

"Additional Instruction to Lewis Morris Esqr President of "his Majesty's Council and Commander in Chief in and over "the Province of Nova Cæsarea or New Jersey in America "or to the Commander in Chief of the said Province for the "time being. Given at the Court at Kensington the first "Day of June 1736 in the Ninth Year of his Majesty's "Reign. Said to be Signed on the Top, Caroline R. C. R. and at the Bottom, C. R. C. R. and Demanded that the same might be Entered in the Minutes of Council.

The President Demanded of the said Lewis Morriss Esqr the Original Instruction that it might be Entered in the Minutes of Council, to which the said Lewis Morris Esqr Answered that He was ready to Shew the Council the Original Instruction upon their word of Honour to Restore it to him again, which they refused to Give concieving it to be a Publick Instruction and that it belonged to the Government. To which Mr Morris Answered, that the Instruction was an Instruction to Him with which he concieved the Council had nothing to Do that he would Use the best Legal Methods he was capable of by the Grace of God to put it in Execution, and then withdrew.

The President Referred the whole to the Gentlemen of the Council or any three of them, who Agreed to meet to morrow morning at Eight of the Clock at the House of Andrew Hay and Desired they might have the Commission and Instructions to the late Governor in order to form a Judgement thereon.

At a Council holden at Perth Amboy the 21st day of October 1736.

Present

The Honble John Hamilton Esqr President

John Reading
Cornelius Van Horne
William Provoost
Thomas Farmar
} Esq^{rs}

Col: Reading presented to the President in Writing the Opinion of the Members of this Board upon the matters Referred to them by his Honour Yesterday which was Ordered to be Read and Entered in the Minutes of Council, And follows in these Words Viz^{t}

To the Honourable John Hamilton Esqr President of his Majestys Council and Commander in Chief of the Province of New Jersey.

Sir.

Col. Lewis Morris having thought fit Yesterday at the Council Board to Demand the Administration of the Government of this Province by virtue of his Majestys Commission and the Royal Instructions to the late Governor, and Your Honour having been Pleased to Referr the Consideration of that Affair to Us, and laid the said Commission and Royal Instructions before Us that We might be Enabled to Form a Judgment whether any Article or Clause therein can Affect the present Administration of this Government so as to give the said Col. Morris any Right Thereto We have with all the Caution and Attention that becomes Us on this Extraordinary Occasion Perused them both, and do find that the last Clause of the Royal Commission is in these Words Viz^{t} "And if upon Your Death or Absence out of Our said "Province there be no Person upon the Place Commission-"ated or Appointed by Us to be Our Lieutenant Governor "or Commander in Chief of the said Province Our Will "and Pleasure is, that the Eldest Councillor whose name is "first Placed in Our said Instructions to You and who shall "be at the time of your Death or Absence Residing within "Our said Province of New Jersey shall take upon him the "Administration of the Government and Execute Our said "Commission and Instructions and the Several Powers and "Authorities therein Contained in the same manner and to "All Intents and Purposes as other Our Governor or Com-"mander in Chief of Our said Province should or ought to "Do in Case of your Absence untill your Return, or In all "Cases untill our further Pleasure be known Therein. From whence We think it very Clear and Plain that the Administration of the Government is Legally vested in Your Honour and Devolved on You upon the Death of the late President Col. Anderson You being at that time the Eldest Councillor Residing within the said Province and having been duly Sworn, Thereinto, and though by the Royall Instructions Col: Morris's Name is the first in the List of

Councillors, We cannot think his return from England (where he was at the time last mentioned) Can any ways Entitle him to the Government because the Clause in the Royal Commission above mentioned seems to Us to be a Barr against any such Pretension for We find in the minutes of Council an Instruction bearing Date the third day of May 1707 from her late Majesty Queen Anne to the Lord Cornbury then Governor of this Province in these Words Viz[t] "Whereas by a Clause in our Commission and Instructions to You Our Captain General and Governor in Chief of Our Province of New Jersey It is Directed, that upon your Death or Absence in Case there be no Lieutenant Governor appointed by Us upon the Place; then the Council do take upon them the Administration of the Government and that the Eldest Councillor do Preside, as by the said Commission and Instructions is more particularly Set forth And we having Observed that this Instruction has given occasion of many Controversies and Disputes between the Presidents and the Councillors and between the Councillors themselves and otherwise in several of our Plantations to the great hinderance of the Publick Business and the Prejudice and disturbance of Our Service there Our Will and Pleasure therefore is that if upon your Death or Absence there be no Person upon the Place Commissionated by Us to be Our Lieutenant Governor or Commander in Chief, the Eldest Councillor whose Name is first placed in our said Instructions to you and who shall be at that time of your Death or Absence Presiding[1] within Our said Province of New Jersey shall take upon him the Administration of the Government and Execute our said Commission and Instructions and the several Powers and authorities therein Contained in the same manner and to all intents and purposes as either Our Governor or Commander in Chief should or Ought to do, in Case of your Absence untill your Return or in all Cases untill Our further Pleasure be known Therein which are the very Words in the above mentioned Clause and appear to Us

[1] Residing.

to be in Order to prevent Disputes of this very Nature and are full in the present Case Neither do We think any thing less than the Royal Pleasure signified in Express Words can Divest your Honour of the Administration or Give Col: Morris a Right to it, not the Royal Instruction (a Copy of which he tendered to the Board yesterday) had he been pleased to Shew it, For it appears by the Minutes of Council, that That very Gentleman was in the Year 1709 Suspended from his Place in the Council here, and was not Restored Thereto but by a Letter from Her late Majesty Queen Anne under her Sign Manual to Col: Hunter then Governor of this Province Dated the 8th of January 1709/10— Commanding her said Governor to Restore him (in express Words) to his Place and precedency in the Council. How much more Reason is there then to Expect the Order should be very Express that is to Divest you of the Administration of this Government of which you are in Possession by Express Words both in the Royal Commission and Instructions to the late Governor.

For we cannot find anything in the Royal Instructions that Can give Col. Morris any Colour or Pretence to Demand or take upon him the Administration of the Government except his Name being the first in the List of the Councillors as in truth it is in the Instruction N° 1, but that Gentleman was in England and had been there more than twelve months before the Death either of the late Governor or President as is before mentioned, and did absent himself from this Province and continue Absent for near the Space of two Years without leave from the then Governor under his Hand and Seal or any other ways that We could ever hear or Learn; And therefore we are of Opinion that by the Kings Instruction N° 10 his Place in his Majesty's Council in this Province is become void, And upon the whole that the Administration of the Government is Legally and Rightfull vested in Your Honour. And We make no Question but You will Steadilly pursue such measures as may best Conduce to the

Honour and Interest of his Majesty and his Good Subjects here, and Exert the Authority You are [invested] with in the Preservation of the Peace of the Province.

Octr 21st 1736 — Wm Provoost, Jno Reading, Tho: Farmar, Cor: Van Horne

After Reading of which the President declared his Concurrence with the Gentlemen of the Council that Mr Morris's Place in the Council was void for the Reasons mentioned in their Representation And the Council Do Desire his Honour to lay this Affair before the Ministry at the Court of Great Britain.

Ordered that Col: Morris be forthwith Served with a Copy of the Representation above mentioned

Ordered that the Treasurer be Desired to Pay to the Clerk of this Board Thirty Six Shillings for Messengers Sent to Summons the Council for this Sitting.

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At a Council holden at New Brunswick the 29th day of October 1736.

Present

The Honble John Hamilton Esqr President

John Reading
Cornelius Van Horne } Esq^{rs}
Thomas Farmar

The President laid before this Board two Papers which were Affixed on the Door of the Court House at Perth Amboy on the twenty Sixth Instant being Proclamations Issued by Lewis Morris Esqr by the Title of Lewis Morris Esqr President of his Majesty's Council and Commander in Chief in and over the Province of Nova Cæsaria or New Jersey &^{c} the one for Adjourning the General Assembly to the Sixteenth Day of November next, the other About Publick Prayers for her Royal Highness the Princess of Wales

and both of them Signed by the said Lewis Morris and Sealed with his Seal.[1]

Which having been Read, this Board are unanimously of Opinion that the Emitting the said Proclamations is a Daring Insult upon his Majesty's Authority and of Dangerous Consequence to the Peace of this Province And the said Lewis Morris being now somewhere within the Same They do Advise his Honour forthwith to Issue a Proclamation Commanding All Magistrates and other Officers of Justice in the said Province to Apprehend the said Lewis Morris and Commit him to Prison for the said Offence there to remain till he be delivered from thence by due Course of Law.

And a Proclamation was accordingly drawn and Signed and Sealed by his Honour and Ordered to be Printed and Dispersed in the several Counties in this Province.

The Gentlemen of this Council taking into Consideration the Smallness of their Number, the remoteness of their habitation from each other and the Near Approach of Winter do Request the President not to call them together unless upon very extraordinary Occasion But they do Advise his Honour and Consent that he Issue Proclamations or take any other Measures he shall Conceive Necessary for the Support of his Majesty's Authority and the Preservation of the Peace of the Province

A True Copy

LAW[r] SMYTH

At a Council holden at New Brunswick the 2[d] day of May 1737.

Present

The Honourable John Hamilton Esq[r] President &c

John Reading
Cornelius Van horn } Esq[rs]
Thomas Farmar

[1] The latter proclamation was issued pursuant to direct instructions from the Queen Regent, dated June 1, 1736.—*Papers of Lewis Morris*, 28.

His Majestys Approbation of an Act of General Assembly of this Province Entituled an Act for makeing forty thousand Pounds in Bills of Creditt, was laid before the Board and being read Ordered to be Entered on the Minutes in hæc Verba

At the Court at St James's the 4th Day of May 1735

Present
The Kings Most Excellent Majesty

His Royall Highness the Prince of Wales

Lord Chancellor	Duke of New Castle
Lord President	Earl of Pembroke
Lord Steward	Earl of Selkirk
Lord Chamberlain	Earl of Ilay
Duke of Richmond	Lord Harrington
Duke of Athol	Lord Delaware
Duke of Montagu	Lord Hardwicke

Horatio Walpole Esqr
Sr Charles Wager

Whereas by Commission under the great seal of Great Brittain the Governour Council and Assembly of his Majestys Province of New Jersey are Authorized and Empowrd to make Constitute and Ordain Laws Statutes and Ordinances for the Publick Peace wellfare and good Governmt of the said Province which Laws Statutes and Ordinances are to be as near as Conveniently may be Agreeable to the Laws and Statutes of this Kingdom and are to be Transmitted for his Majestys Royal Approbation or Disallowance. And whereas in pursuance of the said Powers an Act was passed in the said Province on the 13th of August 1733, which hath been Transmitted, Entituled as follows (Vizt)

An Act for makeing forty thousand pounds in Bills of Creditt.

Which Act together with a reprentation from the Lords Commissioners for Trade and Plantations thereupon having been referred to the Consideration of a Committee of the Lords of his Majestys most Honourable Privy Council for Plantation Affairs, the said Lords of the Committee did this Day Report their Opinion to his Majesty that the said Act was proper to be approved, His Majesty in Council takeing the same into Consideration was Graciously pleased to Declare his Approbation of the said Act and pursuant to his Majestys Royal Pleasure thereupon Expressed the said Act is hereby Confirmed finally Enacted and Ratified Accordingly. Whereof the Governour or Commander in Chief of his Majestys Province of New Jersey for the time being and all Others whom it may Concern are to take Notice and Govern themselves Accordingly.

JA: VERNON

His Honour was pleased to Sign the following Warrt^s Viz^r

N° 165.	To himselfe for a qr^a Sallary as Commander in Chief from the 23^d Sepr last to the 23^d Decem^r then following	125 „ — „ —
166.	To himself for a quarters Salary as Commander in Chief from the 23^d Decr last to the 23^d March then following	125 „ — „ —
167.	To Robt Lettice Hooper Esqr Chief Justice for a quarters Salary from the 23^d Sepr last to the 23^d Decr then following	37 „ 10 „ —
168.	To Robt Lettice Hooper Esqr Chief Justice for a quarters Salary from 23^d Decem^r last to the 23^d March then foll^g	37 „ 10 „ —

169. To Joseph Warrel Esqr Att^{e}y Genl for half a years Sallary from 23^{d} Sepr to the 23^{d} March last..... 20 „ — „ —
170. To Andrew Johnson Esqr Treasurer for half a years Salary from the 23^{d} Sepr to the 23^{d} March last..... 20 „ — „ —
171. To John Allen Esqr Treasurer for half a years Salary from the 23^{d} Sepr to the 23^{d} of March last..... 20 „ — „ —
172. To Lawrance Smith Esqr Clerk of the Council for a half years Salary from 23^{d} Sepr to 23^{d} March last..... 15 „ — „ —
173. To James Hooper Esqr Clerk of the Circuits for half a years Salary from 23^{d} Sepr to the 23^{d} March last 10 „ — „ —
174. To John White Doorkeeper of the Council for half a years Sallary from the 23^{d} Sepr to the 23^{d} March last..... 5 „ — „ —
175. To the Honble Mrs Grace Cosby or her Attorney Pursuant to an Act of Genl Assembly Entituled an Act for appropriating Part of the Interest money paid or payable into the Treasury to the incidental Charges of this Government..... 500 „ — „ —
176. To Benj^{m} Franklin Printer in full of his Demands upon the Province.... 166 „ 10 „ —
177. To himself for a Years Salary as Second Judge from the 23^{d} Day of March 1735 to the 23^{d} Day of March last..... 40 „ — „ —

This Board takeing into Consideration that the many frivolous and vexatious Actions and Suits daily Commenced and Carryed on in the Several Courts of Justice within this Province by Litigious Persons to the Unsupportable Expence

and great Vexation of the Poor honest and industrious Inhabitants thereof is in a great measure owing to the Long Credit given to the Several Attorneys practiseing in the said Several Courts by the Several Officers thereof, for Remedying so great a grievance for the future, Ordered that an Ordinance be prepared and Sealed prohibiting such Creditt for the future and willing and requiring the Chief Justice of the s[d] Province and Judges of the Supreme Court and all Judges for the Severall County Courts for holding of pleas and the Justices at their Gen[l] Sessions of the Peace holden for the Several Countys within the said Province from time to time to make such Orders and Rules in the said Several Courts as they shall think meet & necessary for the due Enforceing the said Ordinance—

At a Council holden at Perth Amboy the 4th of Aug[st] 1737.

Present

The Honble John Hamilton Esq[r] President

John Reading
William Provoost
Thomas Farmar

His Honour was pleased to Sign the following Warr[ts]

N° 178.	To himself as Commander in Chief for a Quarters Salary from the 23[d] March last to the 23[d] of June last..	£125 „ — „ —
179.	To Robert Lettice Hooper Esq[r] Chief Justice for a q[rs] Salary from 23[d] of March last to the 23[d] of June last..	37 „ 10 „ —
180.	To himself as Second Judge for a q[rs] Salary from the 23[d] March last to the 23[d] June last.....	10 „ — „ —
181.	To Joseph Warrel Esq[r] Att[ty] Gen[l] for a q[rs] Salary from the 23[d] March last to the 23[d] June last.....	10 „ — „ —

182. To Andrew Johnson Treasurer for the same q^rs Salary..... 10 „ — „ —
183. To John Allen Treasurer for the same q^rs Salary..... 10 „ — „ —
184. To Lawrance Smyth Clerk of the Council for the same q^r..... 7 „ 10 „ —
185. To Ja^s Hooper Clerk of the Circuits for the same q^rs Salary..... 5 „ — „ —
186. To John White Doorkeeper of the Council for the same..... 2 „ 10 „ —
187. To John Allen for Signing the Bills of Creditt made Current by an Act Entituled an Act for makeing Forty thousand pounds in Bills of Creditt 40 „ — „ —
188. To Robert Hude for the same Services..... 40 „ — „ —
189. To John Stevens for the same..... 40 „ — „ —
190. To Isaac Decow for the same..... 40 „ — „ —
191. To Robert Smith for inspecting the press on printing said Bills..... 10 „ — „ —
192. To Samuel Scattergood for inspecting the press..... 10 „ — „ —

Ordered that the Clerk of the Council do Counter sign these and all Warrants hereafter drawn.

At a Council holden at Perth Amboy on the 23^d day of March 1737.

Present

The Hoñble John Hamilton Esqr President

John Reading
Cornelius Vanhorn } Esq^rs
William Provoost

Whereas at a Council holden at New Brunswick on the Second day of May last there was a Warr^t Signed (Num^d 175)

for five hundred pounds payable to the Hoñble Mrs Grace Cosby and it being represented to this Board that the sum is too much for either of the Treasurers to Discharge at one payment, Therefore the said Warrant was Delivered to this Board and burnt in their presence, And his Honour the President with the Consent of the Council instead thereof, Signed the following Warrants,

N° 175 A	To the Honourable Mrs Grace Cosby or her Attorney pursuant to an Act of Assembly formerly mentioned...	250 „ — „ —
N° 175 B	To the Hon. Mrs Grace Cosby or her Attorney pursuant to the same act..	250 „ — „ —

His Honour also signed the following Warrants for a quarters Salary from the 23^d^ day of June last to the 23^d^ day of Septem^r^ then next following Viz^t^

N° 193.	To himself as Commander in Chief of this Province.....	125 „ — „ —
194.	To Robt Lettice Hooper Esqr Chief Justice.....	37 „ 10 „ —
195.	To himself as Second Judge	10 „ — „ —
196.	To Joseph Warrell Esqr Attorney Genl.....	10 „ — „ —
197.	To John Allen Esqr Treasurer of the Western Division.....	10 „ — „ —
198.	To And^w^ Johnston Esqr Treasurer of the Eastern Division.....	10 „ — „ —
199.	To Lawrance Smith Esqr Clerk of the Council	7 „ 10 „ —
200.	To James Hooper Esqr Clerk of the Circuits.....	5 „ — „ —
201.	To John White Door keeper of the Council	2 „ 10 „ —

Also—

202. To John Kinsey for the use of Rich[d] Partridge Agent for this Province for a yr[s] Salary from 23[d] Sep[r] 1735 to 23[d] Sep[r] 1736..... £80 „ — „ —

N[o] 203. To the same for a years Salary from the 23[d] Sep[r] 1736 To the 23[d] Sep[r] 1737 ..... £80 „ — „ —

also

204. To himself for a quarters Salary as Commander in Chief from 23[d] Sep[r] last to 23[d] Decem[r] following..... 125 „ — „ —

205. To himself for a q[rs] Salary from 23[d] Dec[r] last to the 23[d] Instant..... 125 „ — „ —

206. To Rob[t] Lettice Hooper Esq[r] Chief Justice for a quarters Salary from 23[d] Sep[r] last to 23[d] Dec[r] then following..... 37 „ 10 „ —

207. To the same for a quarters Salary from the 23[d] day of Decem[r] last to this Day..... 37 „ 10 „ —

208. To himself as Second Judge for half a Years Salary from the 23[d] day of Sep[r] last to this day..... 20 „ — „ —

209. To Joseph Warrel Att[ey] Gen[l] for his Sallary in the Same half year..... 20 „ — „ —

210. To Andrew Johnson Esq[r] Treasurer of the Eastern Division for his Salary in the same time..... 20 „ — „ —

211. To John Allen Treasurer of the Western Division for his Salary in the same time..... 20 „ — „ —

212. To Law: Smith Esqr Clerk of the Council for his Salary in the same time..... 15 „ — „ —

213. To James Hooper Esqr Clerk of the Circuits for his Salary in the same time..... 10 „ — „ —

214. To John White Door keeper of the Council for his Salary for the same time..... 5 „ — „ —

The President with the consent of the Board Ordered a New Commission of the Peace and Pleas for Essex County and others for Monmouth County, And ordered a Judge and a Justice to be added to those of Somerset.

John Everet Plt in Error a John Cox } On Moc̃on of Mr Murray of Council for the Deft in Error, Ordered that the plaintiff Assign Errors on or before the third Tuesday in Aprill next or be non-suited. Also Ordered in Case the plaintiff Assign Errors within the above time that they be argued by Council on both Sides before this Board at the City of Perth Amboy on the third Tuesday in May next.

Henry Oxley Plaintiff in Error a John Doe. } On Moc̃on of Mr Murray of Council for the Defendt in Error, Ordered as above

At a Council holden at Perth Amboy 24th March 1737.

Present
The Hon̄ble John Hamilton Esqr President

John Reading
Cornl Van Horn
William Provoost } Esqrs

A Petition of James Searle was Read praying leave to Sue Bennet Bard on a Recognizance Entred into by him for the due Execution of his Office of Sherriff of Hunterdon

Ordered that the Consideration of the said Petition be Referred to the next Meeting of the Council.

A Memorial was read from some of the Inhabitants of the upper part of Hunterdon County praying that some Majestrates and other Officers may be Appointed Amongst them.

Ordered that three Justices of the Peace and Officers for a Company of Militia be Appointed there.

At a Council holden at the House of Andrew Hay in Perth Amboy the 16th day of May 1738.

Present

The Hoñble John Hamilton Esqr President

John Reading
Cornˢ Van horn } Esqrˢ
Thoˢ Farmar

Everet
a } In Error
Cox

Oxley
a } In Error
Doe

A Petition from the Plaintiffs in Error and a Letter from Mr Kinsey to Mr Price were read Praying a longer time for Arguing the Errors.

Mr Murray Moved the Board that he might be permitted to Argue the Errors Instanter

Mr Price for the Plaintiffs in Error opposed the Moc̃on and prayed a longer time.

Ordered that the Errors be Argued to morrow morning at Nine O'clock at this House.

The Petition of James Searle again Read and the Consideration thereof Deferred till tomorrow.

Aaron Dean
a } In Error
—— Fenn

On Moc̃on of Mr Price for the Defendt in Error Ordered that the Plt in Error Assign his Errors within three weeks peremptorily or a Non Suit.

At a Council holden at the House of Andrew Hay in Perth Amboy the 17th Day of May 1738

Present
The Hon̄ble John Hamilton Esqre President

John Reading
Cornelius Van Horn } Esqrs
Thomas Farmar

John Everet plaint in Error
a
John Cox Deft. } Mr Murray Argued the Errors and then Withdrew as did all the Authority

The President and Council after Mature deliberation Affirm the Judgmt given in this Cause in the Court below.

Henry Oxley Plt in Error
agst
John Doe Defendant } The like

Ordered that Coll Farmar Tax the Costs in the above Causes.

Ordered that the Petition of James Searle be granted

At a Council held at New Brunswick the 24th day of June 1738.

Present
The Hon̄ble John Hamilton Esqr President.

John Reading
Cornr Van Horn } Esqrs
Thomr Farmar

The President Signed warrants for the quarters Salary Ending this day to the Several Officers of the Governm^{t} vizt

N° 215.	To himself as Commander in Chief of New Jersey	£125 „ — „ —
216.	To Robt Lettice Hooper Esqr Chief Justice	37 „ 10 „ —
217.	To himself as Second Judge	10 „ — „ —
218.	To Joseph Warrell Esqr Attorney General	10 „ — „ —
219.	To Andrew Johnston Esqr Treasurer of the Eastern Division	10 „ — „ —
220.	To John Allen Esqr Treasurer of the Western Division	10 „ — „ —
221.	To Lawrence Smith Esqr Clerk of the Council	7 „ 10 „ —
222.	To James Hooper Esqr Clerk of the Circuits	5 „ — „ —
223.	To John White Door keeper of the Council	2 „ 10 „ —

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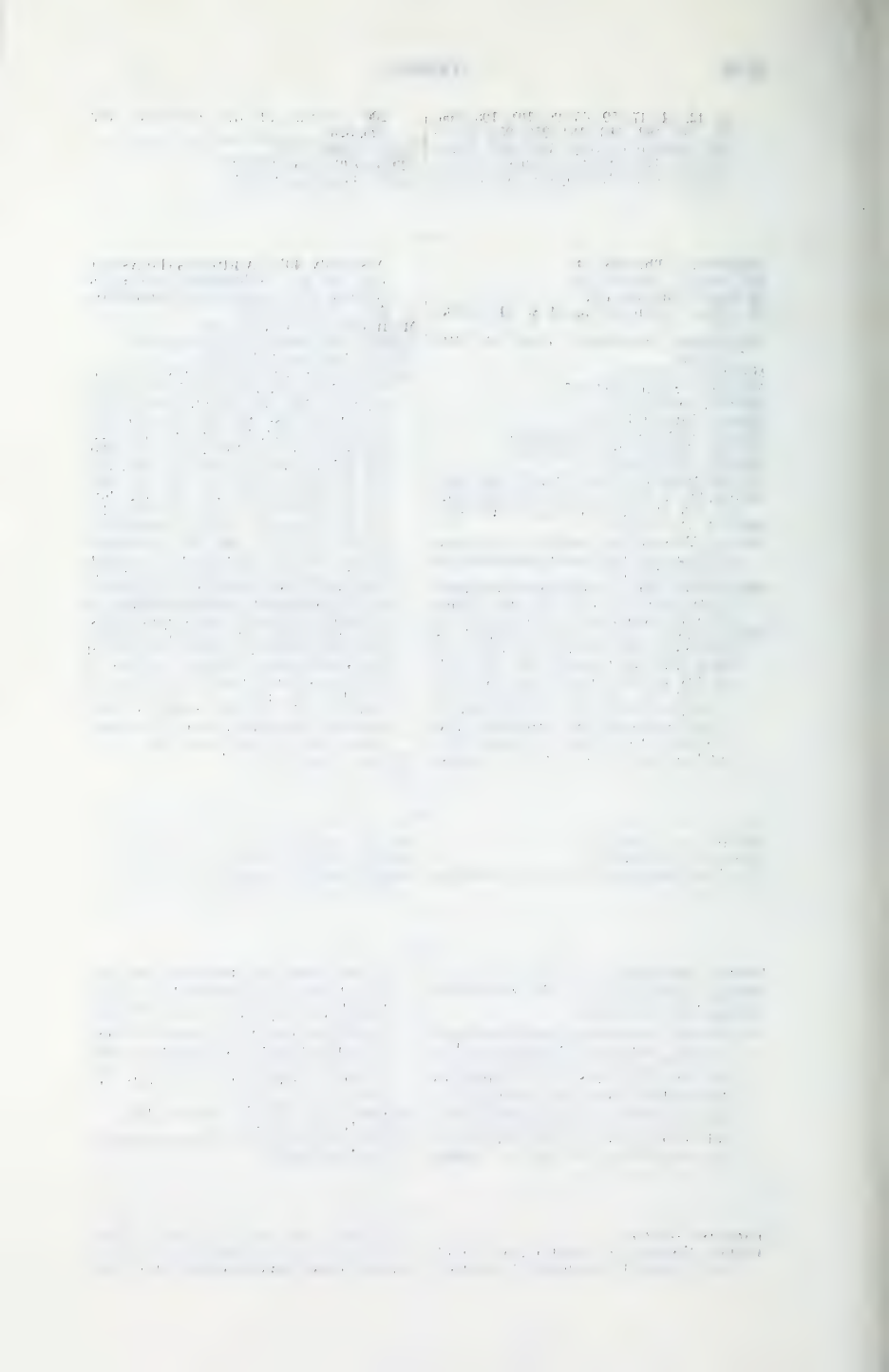

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